REQUESTS BY THE HAWAII STATE LEGISLATURE TO AGENCIES AND OFFICIALS OF FEDERAL, STATE AND COUNTY GOVERNMENTS, AND QUASI-PUBLIC AND PRIVATE AGENCIES

REGULAR SESSION OF 1998

Compiled by the

Legislative Information Systems Office

LEGISLATIVE REFERENCE BUREAU State Capitol Honolulu, Hawaii 96813

FOREWORD

This publication sets forth all of the requests made by the Hawaii State Legislature during the 1998 Regular Session to agencies and officials of the federal, state and county governments, and of quasi-public and private agencies. These requests are contained in acts or bills passed which have yet to be approved by the Governor. These acts or bills include specific requests for submission of information back to the reports. These requests are also Legislature excluding annual contained in resolutions adopted by the Senate (SR) or House of Representatives (HR) or by the whole legislature (SCR or HCR). Dates by which reports and other responses are expected are indicated when specifically set by the Legislature. The names of the agencies involved in the conduct of a study or the execution of a request are underscored.

For the reader's convenience these legislative requests are also grouped together by agencies (see agency index); as well as by subject matter (see subject index).

Standard abbreviations used in the text are:

SB - Senate Bill

SC - Senate Conference Committee Report

SCR - Senate Concurrent Resolution

SD - Senate Draft

SR - Senate Resolution

SSCR - Senate Standing Committee Report

HB - House Bill

HC - House Conference Committee Report

HCR - House Concurrent Resolution

HD - House Draft

HR - House Resolution

HSCR - House Standing Committee Report

CD - Conference Draft

CCR - Conference Committee Report

An asterisk (*) preceding a measure number denotes that there are minor differences between the measures grouped together.

The word "filed" appended to certain committee reports denotes that the committee report was separated from the measure.

Wendell K. Kimura Acting Director

June 1998

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MISS UNIVERSE PAGEANT, REPORT ON THE. Requires the Hawaii Visitors and

Convention Bureau to report on its tourism marketing plans for the Miss

Universe Pageant to the Legislature no later than thirty days after the release of funds and to submit a report outlining the preliminary results of the appropriation sixty days after the event has taken place. Also requires a final report to be submitted to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(HSCR 107-98, 494-98, SSCR 2796, 2976)

ACT 59

SB 2333, SD1

EMERGENCY AEROMEDICAL SERVICES SYSTEM, PLAN AND DEVELOPMENT OF. Requires the Department of Health to plan and develop a statewide emergency

aeromedical services system and to report its progress in planning and developing the system to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(SSCR 2603, HSCR 925-98, 1359-98)

SB 632, SD2, HD3, CD1

TRAFFIC ENFORCEMENT, PHOTO RED LIGHT IMAGING AND PHOTO SPEED IMAGING DEMONSTRATION PROJECT FOR. Requires each county to submit an interim report

that documents the progress made in implementing the demonstration project and any contract entered into with a private contractor to the Legislature no later than 20 days before the convening of the Regular Session of 1999 and 2000.

Also requires each county to submit a final report to evaluate the effectiveness of the project, including:

- (1) The total fine revenue generated by using the photo red speed imaging detector and photo red light imaging system;
- (2) The number of citations and summonses issued by the photo speed imaging detector and photo red light imaging systems;
- (3) The amount paid to the contractor providing the photo speed imaging detector and photo red light imaging systems;
- (4) The effect of the demonstration project on traffic safety;
- (5) The degree of public acceptance of the project;
- (6) The process of administration of the project;
- (7) A review of the effectiveness of contracts entered into under this Act and the performance of the contractor;
- (8) Recommendations for design or planning changes that might reduce traffic congestion on state or county highways; and
- (9) Findings and recommendations as to whether to continue any contract

entered into pursuant to this Act, make the project permanent, or adopt another alternative.

Requires the final report to include any proposed implementing legislation as may be necessary and be submitted to the Legislature no later than twenty days prior to the convening of the Regular Session of 2001.

(SSCR 478, 893, HSCR 1255, 980-98, CCR 39)

SB 1946, SD1, HD2

HAWAIIAN HEALING PRACTICES BY HAWAIIAN HEALERS, CERTIFICATION OF. Requires Papa Ola Lokahi to convene a panel to consist of members from traditional

native Hawaiian organizations to address issues and recommend legislation relating to the permanent implementation of the purposes of this Act and to submit a final report and recommend legislation to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

Provides that if Papa Ola Lokahi is not prepared to submit a final report, they shall submit an interim report and submit a final report together with recommended legislation no later than twenty days prior to the convening of the Regular Session of 2000.

(SSCR 2723, HSCR 825-98, 1303-98)

SB 2092, SD1, HD1, CD1

ENERGY EFFICIENCY AND SUSTAINABILITY, COST-EFFECTIVE MEANS TO INCREASE. Establishes a task force within the Department of Business, Economic

Development, and Tourism to explore the most cost-effective means of

increased energy efficiency and sustainability by:

- (1) Examining alternatives to encourage the efficient use of energy;
- (2) Considering the merits of active participation in the federal Million Solar Roofs Program, a partnership with businesses, communities, federal, state, and local governments, and utilities to install solar energy sysetms on one million roofs across the United States by the year 2010; and
- (3) Make recommendations on the most cost-effective means for increased energy efficiency.

Requires the Department to ensure that there is representation on the task force from the Department, the solar industry, the utilities industry, and

the building industry.

Also requires the task force to report its findings and recommendations to the Legislature no later than January 1, 2002.

(SSCR 2011, 2474, HSCR 1013-98, 1338-98, CCR 158)

SB 2211, SD2, HD1, CD1

involved in public education and after considering relevant national standards to develop a plan including a timetable to implement that all pupils shall be progressively competent in the use of computer technology and the course of study and instruction for the first twelve grades shall enable all students to meet progressive standards of competency in a language in addition to english.

Also requires the Department to submit a copy of the plan to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(SSCR 2269, 2768, HSCR 998-98, 1367-98, CCR 122)

SB 2213 SD2, HD2, CD1

PART II

BUDGETING SYSTEM, TRANSFORMING THE STATE'S ACCOUNTING SYSTEM AND THE BUDGETING SYSTEM TO A PERFORMANCE-BASED. Establishes a committee to develop

and oversee the implementation of plans for the transformation of the state government's budgeting, accounting, and procurement systems. Requires the committee to consist of nine members which includes the legislative analyst.

Requires the eight other members to be appointed by the Governor and to

include one member appointed from a list nominated by the Senate President,

one member appointed from a list nominated by the Speaker of the House of

Representatives, two members with budgetary, accounting, financial services,

or comparable public accounting experience, and four members from among the members of the Governor's cabinet including the Director of Finance and the

Comptroller or their designees.

Requires the committee to select three departments that differ in function and organization to develop prototype models of implementation and to submit annual reports of its plans, recommendations, and implementing actions to the Legislature no fewer than fifteen days prior to the convening of the Regular Sessions of 1999, 2000, and 2001.

(SSCR 2379, 2761, HSCR 1010-98, 1352-98, CCR 161)

SB 2249, SD1, HD2, CD1

MEDICAL, DENTAL, AND MENTAL HEALTH SERVICES OR TREATMENT, ASSESSMENT OF FEES ON DETAINEES AND INMATES FOR. Requires the Department of Public Safety to

implement the assessment of fees for medical, dental, or mental health services for treatment upon the request of the detainee or committed person or due to their intentional infliction of injury to themselves.

Also requires the Department to submit a report to the Legislature that summarizes the total money deducted from inmate accounts and an estimate of savings to the Department one year after the start of the implementation.

(SSCR 2572, HSCR 999-98, 1215-98, CCR 44)

PART I, SECTION 12

CONVENTION CENTER, MANAGEMENT AUDIT OF THE. Requires the Auditor to submit

a management audit report on the effectiveness of the steps taken by the Convention Center Authority to resolve traffic, noise, and other outstanding claims against the authority to the Legislature by February 28, 1999. Also requires an interim report to be submitted by September 30, 1998.

(SSCR 2772, HSCR 1302-98, CCR 167)

SB 2297, SD2, HD1, CD1

PATIENT RIGHTS AND RESPONSIBILITIES IN REGARDS TO HEALTH CARE, REVIEW OF. Requires the Insurance Commissioner to convene a health care consumer rights

and responsibilities task force to review various laws which provide $% \left(1\right) =\left(1\right) \left(1\right$

protection of patient rights and responsibilities in regard to health care. Requires at least one representative from the Department of Health, the

Department of Labor and Industrial Relations, a health insurance company, a

mutual benefit society, a health maintenance organization, the American

Association of Retired Persons, the Hawaii Coalition for Health, the Hawaii

Business Health Coalition, the Legal Aid Society of Hawaii, the Hawaii

Medical Association, an organization that represents nurses, and a hospital

or an organization that represents hospitals be a member of the task force.

Requires the task force to submit its preliminary findings and recommendations to the legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(SSCR 2414, 2718, HSCR 1296-98, CCR 35)

SB 2349, SD1, HD2

PART II, SECTION 9

ENVIRONMENTAL INITIATIVE PROGRAM, PROJECT PROPOSAL FOR. Establishes the Hawaii strategic environmental initiative task force to develop a

competitive and viable project proposal for submission for a matching-grant award from the Council of State Governments United States-Asia Environmental Initiatives Program. Requires the task force to consist of members representing the Department of Health, the Office of Environmental Control,

the Public Utilities Commission, and the University of Hawaii. Requires the

Director of Business, Economic, Development, and Tourism to appoint four

members with experience in environmental technology, urban environmental infrastructure, and pollution management or prevention technology, processes, or services.

Requires the task force to submit its report and project proposal to the Legislature no later than October 30, 1998.

(SSCR 2289, 2479, HSCR 975-98, 1346-98)

SB 2386, SD2, HD2, CD1

COORDINATED CARE ORGANIZATION SYSTEM, MONITORING AND STUDYING OF. Establishes a coordinated care organization review task force attached to

the Department of Labor and Industrial Relations to monitor and study the

coordinated care organization system. Requires the task force to consist of ten members to include the Director of Labor and Industrial Relations,

Insurance Commissioner, and eight persons appointed by the Director of Labor

and Industrial Relations. Requires the Legislative Reference Bureau to

assist the task force in gathering information and data for the study. Also requires the task force to submit a report of its findings and recommendations to the Legislature and the Governor no later than twenty days prior to the convening of the Regular Session of 2002.

Also requires the Bureau to conduct a study of coordinated care organizations and report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(SSCR 2029, 2301, HSCR 1021-98, 1348-98, CCR 152)

SB 2399, SD2, HD2, CD1

 $\hbox{\tt ELECTIONS, CAMPAIGN FINANCING SYSTEM, STUDY 0F.} \quad \hbox{\tt Requires the Campaign}$

Spending Commission, in cooperation with the League of Women Voters, Common

Cause Hawaii, Hawaii Clean Elections, and other relevant stakeholders to

conduct a comprehensive study of the campaign financing system in Hawaii and report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2000, including information about the pilot program proposed in this model Act.

(SSCR 2352, 2671, HSCR 1019-98, 1349-98, CCR 45)

SB 2803, SD2, HD2, CD1

SMALL BUSINESS DEFENDER, REPORT OF THE. Requires the Small Business

Defender to submit an annual report to the Legislature detailing its

activities and expenditures no later than twenty days prior to the convening of the Regular Session. Act to be repealed on June $30,\ 2022.$

(SSCR 2325, 2777, HSCR 854-98, 1331-98, CCR 50)

SB 2821, HD1

FOREIGN CAPITAL DEPOSITORIES UNDER THE CODE OF FINANCIAL INSTITUTIONS, FEASIBILITY OF CHARTERING. Establishes a foreign capital depository task

force within the Department of Business, Economic Development, and Tourism.

Requires the members of the task force to include the Director of Business,

Economic Development, and Tourism, Commissioner of Financial Institutions,

Director of Taxation, Prosecuting Attorney of the City and County of

Honolulu, Attorney General, Chief of Police of the City and County of

Honolulu, a member of the banking community, and any other agency deemed

appropriate by the Director of Business, Economic Development, and Tourism.

Requires the task force to investigate the feasibility of chartering foreign capital depositories in the State under the code of financial institutions, including economic development and business opportunities that may result, marketing requirements necessary to attract foreign depositors, changes necessary in Hawaii law to attract foreign depositors and deter possible criminal activity, costs involved, expected benefits, changes necessary to conform the Montana law to Hawaii law, identification and separation of pertinent issues, identification of potential uses to commit violations of state criminal laws and any changes in statutes, rules, or procedures needed to prevent such use, examination of other legal entities or mechanisms that would serve the same purpose as a depository, and tax treatment.

Requires the Director of Business, Economic Development, and Tourism in consultation with the task force, to submit a report to the Legislature including findings, recommendations, and implementing draft legislation no later than twenty days prior to the convening of the Regular Session of 1999.

(SSCR 2629, HSCR 1292-98)

SB 3043, SD2, HD2, CD1

COMPUTER SYSTEMS AND THE YEAR 2000 COMPLIANCE, REPORT ON. Requires the Department of Accounting and General Services to report for all state

departments in the executive branch on the progress of efforts to address the year 2000 problems to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(SSCR 2316, 2686, HSCR 1029-98, 1341-98, CCR 24)

SB 3076, SD1, HD1, CD1

CONTRACTS OFFICE, ESTABLISHMENT OF. Requires the directors for the

 $\label{lem:department} \mbox{ Department of Human Services to develop a plan of } \\$

implementation to establish the Contracts Office and report to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

Also requires the Director of the Contracts Office to report on the

effectiveness of the implementation of this Act, including the extent to which the Contracts Office has been able to promote efficiency, avoid duplication, and maximize the use of resources, and the need for any changes in the functions or structure of the Contract Office, together with proposed legislation. Requires the report to be made to the Legislature no later than twenty days prior to the convening of the Regular Session of 2000.

(SSCR 2417, 2764, HSCR 904-98, 1362-98, CCR 125)

SB 3220, SD1, HD2, CD1

HOMELESS ASSISTANCE, EXPENDITURE REPORT ON. Requires the executive Director

of the Housing and Community Development Corporation of Hawaii to submit a

report that details the current expenditures of the Corporation for providing homeless assistance and assess and identifies the funding needs for providing homeless assistance during the fiscal years 1999-2000 and 2000-2001 to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(SSCR 2385, 2690, HSCR 992-98, 1326-98, CCR 157)

HB 1332, HD2, SD2, CD1

STATE AGRICULTURAL WATER USE AND DEVELOPMENT PLAN, SUBMITTAL OF THE. Requires the Chairperson of the Board of Agriculture to submit the State

Agricultural Water Use and Development Plan to the Legislature no later than twenty days prior to the convening of the Regular Session of 2000.

(HSCR 77-98, 448-98, 658-98, SSCR 2897, 3286, CCR 106)

HB 1824, HD2, SD2, CD1

HAWAII HEALTH SYSTEMS CORPORATION, DELINQUENT ACCOUNTS OWED TO. Requires the Department of the Attorney General to submit a report to the Legislature

identifying all delinquent accounts owed to the Hawaii Health Systems Corporation that were handled by the Attorney General through December 31, 1998, and the disposition of those accounts.

(HSCR 236, 861, SSCR 1182, 3270, CCR 146)

HB 2366, HD2, SD2, CD1

INTRA-ISLAND WATER FERRY TRANSPORTATION SYSTEM, IMPLEMENTATION OF. Requires the Department of Transportation to submit a report to the Legislature on

the intra-island water ferry transportation system no later than thirty days prior to the convening of the Regular Session of 2000.

(HSCR 247-98, 666-98, SSCR 2904, 3205, CCR 101)

HB 2496, HD2, SD1, CD1

INDIGENT LEGAL SERVICES, SURCHARGE ON CIVIL CASES TO FUND. Requires the Commission on Access to Justice to review the filing fee surcharge program

to determine whether it is meeting the civil legal needs of indigent persons and to presents its findings and recommendations to the Legislature no later than January 1, of each year. Act to be repealed on June 30, 2002

(HSCR 24-98, 654-98, SSCR 2826, 3000, CCR 84)

HB 2500, HD1, SD1, CD1

PART III, SECTION 6.1

FILM MAKERS IN HAWAII, ASSISTANCE OF. Requires the Department of Business,

Economic Development, and Tourism to submit a report detailing the

assistance provided to Hawaii-based film companies to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

PART III, SECTION 6.2

BUSINESS, CREATING A POSITIVE ENVIRONMENT FOR. Requires the Military

Affairs Council to act as a liaison between state and county government, the

private sector and the military community to create a positive environment for business.

Requires a report detailing the activities and expenditures of the Council to be submitted to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

PART III, SECTION 7

HAWAII VISITORS AND CONVENTION BUREAU, REPORT ON EXPENDITURES OF FUNDS OF THE. Requires a report detailing the expenditure of funds by the Hawaii

Visitors and Convention Bureau on the:

(1) Salaries, benefits, related taxes, and office rent for the Bureau;

- (2) Pro Bowl;
- (3) Seniors Skins;
- (4) Mercedes Championships;
- (5) Kaanapali Classic;
- (6) PGA Grand Slam of Golf;
- (7) Sony Hawaiian Open;
- (8) Hawaii Winter League Baseball;
- (9) Royal Hawaiian Rowing Challenge;
- (10) Hawaii International Film Festival;
- (11) Island Chapter marketing;
- (12) Poipu Beach resort destination;
- (13) King Kamehameha Celebration Commission; and
- (14) Visitor Aloha Society of Hawaii

to be submitted to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

PART III, SECTION 7.1

HAWAII VISITORS AND CONVENTION BUREAU, REPORT ON EXPENDITURES OF FUNDS. Requires a report detailing the expenditure of funds by the Hawaii Visitors

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(1) Salaries, benefits, related taxes, and office rent for the Bureau;

- (2) Pro Bowl;
- (3) Seniors Skins:
- (4) Mercedes Championships;
- (5) Kaanapali Classic;
- (6) PGA Grand Slam of Golf;
- (7) Sony Hawaiian Open;
- (8) Hawaii Winter League Baseball;
- (9) Tour of Champions Bike Race;
- (10) Royal Hawaiian Rowing Challenge;
- (11) Island Chapter marketing;
- (12) King Kamehameha Celebration Commission;
- (13) Haleiwa Arts Festival; and
- (14) Visitor Aloha Society of Hawaii

to be submitted to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

PART III, SECTION 9

OLYMPIC RELATED EVENTS IN HAWAII, EXPENDITURE REPORT ON. Requires the State

Tourism Office to submit a report on the expenditure of funds for olympic

related events in Hawaii to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

PART III, SECTION 12

AGRIBUSINESS DEVELOPMENT AND RESEARCH, REPORT ON. Requires the Department of Agriculture to submit an itemized report on ornamental nursery research,

taro research, coffee research, macadamia research, State Farm Fair, plant alien pest program, vegetable crop research, papaya transgenic seed, alien species education program, pineapple research, cut flower research, tropical fruit research, and contingency emergency research for diversified agriculture to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999. Requires the report to include progress being made with each specific commodity that is funded for research, and projected funding, if necessary, for the continuation of each of the research projects with justification for recommended funding in future years.

PACIFIC CARGO NETWORK SYSTEM, MASTER PLAN TO ESTABLISH. Requires the Department of Transportation to submit a detailed expenditure plan and

status report on the development of a master plan to establish a Pacific Cargo Network System to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999 and a final plan twenty days prior to the convening of the 2000 Regular Session.

PART III, SECTION 52

HAWAII HEALTH SYSTEMS CORPORATION, FISCAL AND MANAGEMENT AUDIT OF. Requires the Legislative Auditor to perform a fiscal and management audit of the

Hawaii Health Systems Corporation and that this report include an analysis of accounting procedures, procurement practices, and personnel and fiscal accountability.

Also requires the Office of the Auditor to provide this report to the

Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

PART III, SECTION 56.1

ADULT MENTAL HEALTH PROGRAM DIRECT SERVICES, PRIVATE PROVIDERS FOR. Requires the Legislative Auditor to examine to what extent the direct

services which are currently provided in the adult mental health program could be assumed by private providers.

Also requires the Office of the Auditor to provide the results of this study

to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

PART III, SECTION 57

CHILD AND ADOLESCENT MENTAL HEALTH PROGRAMS, PRIVATIZATION OF. Requires the Legislative Auditor to conduct a study on the privatization of the child and

adolescent mental health program to include analysis of current operating procedures, current program effectiveness, cost benefits of privatization, and the effectiveness of privatization.

Also requires the Office of the Auditor to provide the study to the

Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

PART III, SECTION 66.2

MEDICAID LONG-TERM DEMONSTRATION PROJECT, DEVELOPMENT OF. Requires the Department of Human Services to provide a report detailing the

expenditures made and the potential cost savings to be realized from reimbursable services resulting from the waiver application to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

PROGRAM OF ALL-INCLUSIVE CARE FOR THE ELDERLY, SELF-SUFFICIENCY OF.
Requires the PACE Hawaii Program to submit a report detailing program costs

including unfunded liabilities and revenues necessary to evaluate self-sufficiency to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

PART III, SECTION 85

PERSONNEL MANAGEMENT SPECIALIST IV POSITIONS, TRANSFER OF. Requires the Department of Education to submit reports to the Legislature of the internal

savings from EDN 200, EDN 300, EDN 400, and EDN 500 or combination thereof used to fund 4 personnel management specialist IV positions transferred from the Department of Human Resources Development.

PART III, SECTION 91.1

STUDENT TRANSPORTATION PROGRAM, AUDIT OF. Requires the Auditor to conduct

an audit of the student transportation program. Requires the report to include an analysis of accounting procedures including review of internal controls relating to the collection of fees, procurement practices, and personnel and fiscal accountability. Also requires the Auditor to determine the operating costs of this program, review the expenditures for the program, and determine if all expenditures are for operating costs, or if expenditures are being made for costs other than operating costs, and identify those nonoperating costs, and provide this report to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

PART III, SECTION 102.2

HAWAII YOUTH SPORTS AND FITNESS PROGRAM. Requires a report on the progress of the Hawaii youth sport fitness program to be submitted to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

PART III, SECTION 118.1

STATE PARKS AS SCENIC VIEWING SITES, USE OF. Requires the Department of
Land and Natural Resources to work with the Department of Business, Economic

Development, and Tourism to develop a pilot project for the use of state

parks as scenic viewing sites.

Requires the Department to submit a report to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

PART III, SECTION 120.1

INSURANCE REGULATORY SERVICES TO CONSOLIDATE FUNDS WITHIN THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS, EVALUATION OF THE. Requires the insurance

regulatory services to evaluate the potential of consolidating all

non-general funds administered by the program and prepare a report on the findings and recommendations of the evaluation. Requires the Department of

Commerce and Consumer Affairs to provide this report and necessary proposed

legislation to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

PART III, SECTION 136

STATE LANDS, COMPUTERIZATION TO ASSIST THE MANAGEMENT OF. Requires the Department of Land and Natural Resources to submit a report on the

expenditure of funds and progress of the implementation of the computerization of the Department's land division to assist in the management of state lands to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

PART V, SECTION 154

PRISON FACILITY, COMMUNITY BENEFITS AND ENHANCEMENT PACKAGE FOR. Requires the Department of Public Safety to present any community benefit and

enhancement package developed by the Department and the affected community to mitigate the negative aspects of building a medium security prison facility in the community to the Legislature for approval twenty days prior to the convening of the Regular Session of 1999.

PART VI, SECTION 181.1

 ${\tt GENERAL~OBLIGATION~BONDS,~REPORT~ON.} \quad {\tt Requires~the~Department~of~Budget~and}$

Finance to report on the issuance of general obligation bonds. Requires the

report to include the amount of issuance, interest rate, amortization schedule, and projected annual savings on bonds that are refinanced and that the report be submitted to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

PART VII, SECTION 181.2

PART VII, SECTION 181.3

CAPITAL IMPROVEMENT PROJECTS, LAPSE OF. Requires that for all capital improvement projects reported by each department to be lapsed on June 30, 1999, the Department of Budget and Finance and the Department of Accounting

and General Services shall submit a report to the House Finance Committee

and Senate Ways and Means Committee detailing all lapsed projects by department, means of financing, project title, item number, and cost element no later than thirty days after the close of fiscal year 1998.

FEDERAL FUNDS, RECEIVED OR EXPECTED. Requires each department to submit a

report to the Legislature detailing all federal funds actually received or expected for fiscal year 1999.

Also requires the Governor to submit a summary of any increases in the

federal fund ceiling for the departments to accommodate the expenditure of such funds received no later than December 1, 1998, to the Legislature.

(HSCR 804-98, SSCR 3298, CCR 147)

HB 2560, HD2, SD2, CD1

SECTION 26

UNIVERSITY OF HAWAII FUNDS, REPORT ON. Requires the President of the

University of Hawaii to submit an annual report of the revenues and

expenditures of the individual programs of the University of Hawaii community service special fund, the auxiliary enterprises special fund, facilities use revolving fund, and the tuition and fees special fund no later twenty days prior to the convening of the Regular Sessions of 1999, 2000, 2001, 2002, and 2003.

SECTION 27

UNIVERSITY OF HAWAII DECENTRALIZED DECISION-MAKING, REPORT OF. Requires the President of the University of Hawaii to submit an annual report of

decentralized decision-making in the University system no later than twenty days prior to the convening of the Regular Sessions of 1999, 2000, 2001, 2002, and 2003.

SECTION 29

Finance, and the Attorney General to work cooperatively to reach a mutual

agreement on procedures designed to substantially facilitate the use of financial agreements by the University under chapter 37D, Hawaii Revised Statutes. Also requires the Director to submit a report of these procedures no later than twenty days prior to the convening of the Regular Session of 1999.

(HSCR 445-98, 794-98, SSCR 2880, 3265, CCR 140)

HB 2564, HD1, SD2, CD1

PART I, SECTIONS 2 and 3

EDUCATIONAL ACCOUNTABILITY, EVALUATION OF INDIVIDUAL PUBLIC SCHOOLS FOR. Establishes a pilot program establishing a temporary commission on

 $education al \ accountability \ within \ the \ Office \ of \ the \ Auditor. \ \ Requires \ the$

teachers and other personnel of the Department of Education, one member representing representing educational officers, one member representing the University of Hawaii, two members appointed by the Governor, two members appointed by the Senate President, and two members appointed by the Speaker of the House of Representatives. Requires the commission to develop a process and protocols

for a comprehensive evaluation of all public schools that shall be conducted in ten schools every two years. Requires the evaluation process to include inspection of records and on-site review of every aspect of the school's operation. Requires the commission to select the initial team or teams by December 31, 1998.

Requires the commission to submit a report on the evaluation process and protocols established and its progress in establishing the initial evaluation team or teams to the Legislature twenty days prior to the convening of the Regular Session of 1999.

Also requires the commission to submit an annual report to the Legislature twenty days prior to the convening of the Regular Sessions of 2000, 2001, and 2002.

PART III, SECTION 7

 ${\tt STUDENT\ SUPPORT\ SYSTEM,\ ESTABLISHMENT\ OF.} \quad {\tt Requires\ the\ Department\ of}$

Education to submit a detailed plan including recommendations for any

necessary legislation for implementing the comprehensive student support system to the Legislature and the Board of Education no later than twenty days prior to the convening of the Regular Session of 1999.

(HSCR 111-98, 798-98, SSCR 2882, 3285, CCR 164)

HB 2567, HD2, SD1, CD1

GOVERNMENT SERVICES, ELIMINATION OF THE DUPLICATION OF. Requires the Governor and the mayors of the counties to submit a report of their findings

and recommendation on eliminating the duplication of all government services at the state and county levels with respect to highway and park services to the Legislature no later than November 30, 1998, and a final report including a final plan on eliminating duplication of all government services at the state and county levels no later than November 30, 1999.

(HSCR 319-98, 801-98, SSCR 2912, 3201, CCR 61)

HB 2675, HD2, SD1, CD1

PART XI, SECTION 74

DENTAL EXAMINERS, STUDY ON THE LICENSING EXAMINATION USED BY THE BOARD OF. Requires the Legislative Reference Bureau with the assistance of the Board

of Dental Examiners to conduct a study on the licensing examination used by

the Board.

Also requires the Bureau to submit any findings, recommendations, and necessary proposed legislation to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

PART XI, SECTION 75

DENTAL PROVIDER REIMBURSEMENT PRACTICES OF INSURERS, STUDY ON. Requires the Legislative Reference Bureau with the assistance of the Auditor, and the

cooperation of Hawaii Medical Service Association and Hawaii Dental Service

to conduct a study on the denatal provider reimbursement practices of insurers and related entities.

Also requires the Bureau to report its findings and conclusions, together with those of the Auditor, to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(HSCR 526-98, 714-98, SSCR 3145, CCR 114)

HB 2710, HD1, SD1, CD1

SECTION 21

JUDICIARY CAPITAL IMPROVEMENTS PROGRAM PROJECT, SUPPLEMENTAL ALLOTMENTS FOR. Requires the Chief Justice to submit a report on any supplemental allotments

from the project adjustment fund made if the amount allocated from the general obligation bond fund for a capital improvements program project is insufficient, to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(HSCR 805-98, SSCR 3297, CCR 148)

HB 2998, HD2, SD2, CD1

MARITIME AUTHORITY, STUDY ON THE CREATION OF THE. Establishes a temporary maritime authority commission within the Department of Transportation to examine the complexities involved, to plan the details of the creation of the Hawaii Maritime Authority, and to make recommendations to the Legislature. Requires the commission to consist of fifteeen members to include the Director of Transportation or a designee, the Director of Business, Economic Development, and Tourism or a designee, the Director of Finance or a designee, the Chairperson of the Board of Land and Natural Resources or a designee, the Chief Executive Officer of the Aloha Tower Development Corporation, the Chief Executive Officer of the Hawaii Community Development Authority, the Chairperson of the Office of Hawaiian Affairs or a designee, one member representing the general public appointed by the Governor from each county, two members representing the private maritime industry appointed by the Governor, and two members representing labor appointed by the Governor.

Requires the commission to submit its final report including proposed legislation to statutorily create the Hawaii Maritime Authority for the Legislature's action in the Regular Session of 1999, to the Legislature no later than December 20, 1998.

(HSCR 308-98, 663-98, SSCR 2908, 3267, CCR 100)

HB 3033, HD2, SD2, CD1

CORRECTIONAL FACILITIES, RELEASE OF PRE-TRIAL INMATES FROM. Requires the Director of Public Safety to report on the progress of the program and make

recommendations for further legislative action no less than twenty days prior to the convening of the Regular Session of 1999.

Also requires the Director to submit a written report on the recidivism rate of pre-tiral inmates released under the program to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

Also requires the Department of Public Safety to submit a report regarding

the status of the negotiations for the development of in-state correctional facilities and the status of the implementation of community partnering, to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 1999 and 2000.

(HSCR 424-98, 750-98, SSCR 2922, 3268, CCR 120)

HB 3468, HD2, SD2, CD1

HAWAII HEALTH SYSTEMS CORPORATION, DELINQUENT ACCOUNTS OWED TO. Requires the Hawaii Health Systems Corporation to submit a report:

- (1) Identifying all delinquent accounts owed to the Hawaii Health Systems Corporation that were handled by the Corporation and the disposition of those accounts;
- (2) Identify and make recommendations concerning the liabilities assumed by the Corporation as of the transfer date that may require appropriations or statutory change; and
- (3) Include the position of the Corporation, as well as the position on the issues of the departments and agencies participating in the working group.

Requires the report to be submitted to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(HSCR 340-98, 590-98, SSCR 2958, 2999, CCR 102)

SCR 9, SD1, HD1 HCR 9, SD1

SPORTS FRANCHISE, ESTABLISHMENT OF A. Directs the Department of Business,

Economic Development, and Tourism to offer assistance in fulfilling the

objectives of this Concurrent Resolution to establish a professional sports franchise.

Requests the Department to conduct a study to include:

- (1) Ongoing efforts of state and county agencies and private organizations to provide infrastructure for professional sports activity in Hawaii;
- (2) Projected future needs to provide for the continued expansion of professional sports activity in Hawaii; and
- (3) Investigation of the wide range of professional sports activities, including women's sports, such as the WNBA.

Resolves that the Department submit a report of findings and recommendations to the Legislature twenty days prior to the convening of the Regular Session of 1999.

(SSCR 2800, 3314, HSCR 1452-98, 1486-98)

SCR 12, SD1

PREVENTIVE MAINTENANCE PROGRAMS OF THE HIGHWAYS DIVISION OF THE DEPARTMENT OF TRANSPORTATION, AUDIT OF. Resolves that an audit be conducted by the Office of the Legislative Auditor to determine the exact amount of federal

and state funds which are earmarked and used for preventive maintenance programs for the State's highways.

Further resolves that the Auditor determine the effectiveness of on-going maintenance programs of the Highways Division of the Department of Transportation.

(SSCR 3015, 3315, HSCR 1487-98)

SCR 19, SD1, HD1

MEDICAL FOODS FOR THE TREATMENT OF INHERITED METABOLIC DISEASES, HEALTH INSURANCE COVERAGE FOR. Requests the Auditor to study the social and

financial impacts of requiring all employer group health policies, contracts, plans, or agreements issued or renewed in Hawaii, on a group or individual basis, to provide coverage for foods that are medically necessary for the treatment of inherited metatabolic diseases, not as an option, for at least eighty per cent of the cost of care for the subscriber or any dependent of the subscriber who is covered by the policy.

Further requests the Auditor to submit the findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(SSCR 2965, 3317, HSCR 1460-98, 1488-98)

SCR 25, HD1 HCR 53, HD1

PROFESSIONAL MENTAL HEALTH COUNSELORS AND PROFESSIONAL REHABILITATION COUNSELORS, REGULATION OF. Requests the Auditor to:

- (1) Analyze, in accordance with section 26H-6, Hawaii Revised Statutes, the probable effects of the proposed regulation of professional mental health counselors and professional rehabilitation counselors as contained in S.B. No. 2341 (1998); and
- (2) Assess whether the enactment of S.B. No. 2341 (1998) would be

consistent with state policy.

Further requests the Auditor to report the findings and recommendations to the Legislature at least twenty days prior to the convening of the Regular Session of 1999.

(SSCR 3066, 3319, HSCR 1461-98, 1489-98)

SCR 28, SD1, HD1, CD1

STUDENT-CENTERED MENTAL HEALTH INTERVENTION SERVICES, DEVELOPMENT OF. Resolves that the Departments of Health and Education collaboratively

explore the development of student-centered mental health intervention services for children and youth with mental health needs.

Further resolves that national and local school-based mental health center models may be used to develop a quality and cost-effective student-centered mental health intervention service system.

Further resolves that student-centered mental health interventions may be equipped to serve low- to medium-end children and youths in their least restrictive environment.

Further resolves that student-centered mental health interventions, as the foundation for school-based health centers in the future, be considered.

Further resolves that the Department of Health consider being an be an active participant in the planning and implementation of school-based health centers statewide to the extent mandated by the Felix v. Cayetano Consent

Decree.

Requests the Departments to report their findings and developments to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(SSCR 3096, 3320, HSCR 1462-98, 1490-98, CCR 134)

SCR 31, SD1 HCR 35, HD1

RURAL HEALTH PLAN FOR THE ISLAND OF HAWAII, DEVELOPMENT OF. Requests the Department of Health to develop a rural health plan for the Island of

Hawaii, including the districts of Puna and Ka'u, to ensure the improvement of health facilities and make available sufficient medical services to all of its residents.

Further requests the Department to aggressively explore ways to obtain or maximize federal funding for the purpose of implementing the rural health pl an.

Further requests the Department to report findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(SSCR 3016, 3322, HSCR 1456-98, 1491-98)

SCR 34, SD1, HD1 *HCR 17, SD1 Requests the Governor to establish by executive order a Wahiawa Centennial

Celebration Advisory Commission.

Further requests that in selecting the members of the commission, the Governor to appoint four members from the Wahiawa community, and the

President of the Senate and the Speaker of the House of Representatives to _____appoint three members each from the Wahiawa community.

Further resolves that the elected officials of the Wahiawa community serve as ex-officio non-voting members.

*HCR 17, SD1 Does not include the term Advisory and specifies that the Governor establish the Commission to afford the Commission and community centennial celebration protection from civil liability. The Resolution also specifies that the Governor appoint three commissioners and does not include the elected officials of the Wahiawa community.

(SSCR 2803, HSCR 1476-98)

SCR 47

MEDICAL CARE, USE OF COMPLEMENTARY AND ALTERNATIVE. Requests the University of Hawaii School of Public Health and the Hawaii Center for Integral Healing to study the feasibility of utilizing complementary and alternative medical care in the health care system in Hawaii.

Further requests the School to report findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(SSCR 3306, HSCR 1458-98, 1516-98)

SCR 48, SD1, HD1

HEALTH INSURANCE COVERAGE FOR EARLY INTERVENTION SERVICES, SUNRISE REVIEW OF. Requests the Auditor to perform a sunrise review of the proposed

mandatory coverage of early intervention services as provided for in Senate Bill No. 2948, introduced during the Regular Session of 1998.

Further requests the Auditor to submit findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(SSCR 3097, 3323, HSCR 1463-98, 1492-98)

SCR 59, SD1, HD1

SCRAP METAL IN LANDFILLS, BANNING OF. Requests the Department of Health, in consultation and cooperation with the various counties and the State's scrap metal industry, to determine the amount of scrap metal currently being disposed of in Hawaii landfills and assess the impact of banning scrap metal from landfills, in the same way that rubber tires are now banned on Oahu.

Further requests that in assessing the impact of banning scrap metal from

landfills, the Department is to consider, without limitation, the impact on landfill capacity, the economic benefit to scrap processors, and the economic impact on generators of scrap metal.

Further requests the Department to report findings and recommendations, including any proposed legislation, to the Legislature twenty days prior to the convening of the Regular Session of 1999.

(SSCR 3099, 3325, HSCR 1473-98, 1493-98)

SCR 64, SD1 SR 26, SD1

MIDWIVES, STUDY ON THE CERTIFICATION OF. Requests the Auditor to analyze,

in accordance with section 26H-6, Hawaii Revised Statutes, the probable effects of the proposed regulation contained in H.B. No. 3123 (1998) of Professional Certified Midwives, and assess whether its enactment is consistent with state policy as provided in section 26H-2, Hawaii Revised Statutes.

Further requests the Auditor to assess alternative forms of regulation should the Legislature determine professional midwives should be regulated, but not necessarily through the mechanism proposed in H. B. No. $3123\ (1998)$, including recommendations on:

- (1) How professional midwives could be regulated;
- (2) What state agency would be better suited to implement the regulation; and
- (3) The cost impact on the agency and the regulated group.

Further requests the Auditor to report the findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(SSCR 3017, 3374, HSCR 1459-98, 1494-98)

SCR 71, SD1, HD1 *SR 32, SD1

AIRCRAFT CARRIER AT PEARL HARBOR, HAWAII, HOMEPORTING OF AN. Urges the United States Department of Defense to designate Pearl Harbor as the

homeport of an aircraft carrier and to proceed with all actions necessary to move the aircraft carrier and its air wing, their assigned personnel, and their dependents to their new homeport.

Requests the Department of Business, Economic Development, and Tourism, in

partnership with the City and County of Honolulu and the private industry,

to determine the feasibility of providing to the United States Department of Defense, an incentive package for the opportunity to homeport an aircraft carrier battle group at Pearl Harbor.

Resolves that this incentive package shall include, but not be limited to:

- (1) The use of Barbers Point Naval Air Station;
- (2) The construction of facilities necessary to support the battle group, with resources from the public and private sectors; and

(3) The Department of Business, Economic Development, and Tourism will convene a study group that at a minimum will include the City and

County of Honolulu to determine alternative strategies and resources of supporting the battle group.

*SR~32, SD1 Does not specify who will convene the study group or that the study group include the City and County of Honolulu.

(SSCR 3150, HSCR 1468-98, 1508-98)

SCR 80 SR 38

SEXUAL ASSAULT VICTIMS, INCLUSION IN THE FAMILY VIOLENCE OPTION PROGRAM FOR. Requests the Department of Human Services to begin a dialogue with the

Women's Coalition and sexual assault providers that focuses on the development of administrative rule changes to extend the Family Violence Option program to victims of sexual violence perpetrated by a stranger.

Resolves that the Department report to the Legislature prior to the convening of the Regular Session of 1999, on the following:

- (1) The progress and status of discussions with the Women's Coalition and sexual assault providers;
- (2) The number of people applying for the Family Violence Option;
- (3) The number of people in the Family Violence Option who are granted a waiver from the welfare rules and benefits;
- (4) Samples of training and outreach materials; and
- (5) The number of waivers relating to mandatory child support enforcement.

(SSCR 3050, 3329, HSCR 1470-98, 1495-98)

SCR 81, SD1, HD1 SR 39, SD1

GREEN WASTE, REQUIRING PRIVATE CONTRACTORS TO HAUL AWAY TO COMPOSTING COMPANIES AND THE PURCHASE OF HAWAII-MANUFACTURED COMPOST AND SOIL AMENDMENT. Requires the State Departments of Transportation, Accounting and

General Services, and Land and Natural Resources, to include in their

contracts with private contractors, a proviso, which would state that green waste generated at job sites shall be hauled to the nearest composting center or other recycling facility, where available or economically practical.

Resolves that the areas where commercial composting or recycling centers are not available or economically feasible, the contractor may be permitted to use in-house recycling systems, disposal at existing sanitary landfill, or provide for disposal of green waste for home-use purposes only.

Encourages state agencies and departments to obtain or purchase Hawaii

produced compost and soil amendment in bulk from local compost or recycling facilities to effect cost savings.

Further resolves that prior to the convening of the 1999 Legislature:

- The State Department of Transportation, in consultation with the Departments of Accounting and General Services, and the Department of Land and Natural Resources, shall submit a report on the language of their respective contract provisions, which would require the hauling of green waste to compost companies; and
- The Department of Accounting and General Services shall submit a report on the extent to which state agencies are purchasing in bulk compost and soil amendment from private local contractors and the tonnage of compost and soil amendment purchased pursuant to this concurrent resolution.

(SSCR 3048, 3331, HSCR 1474-98, 1496-98)

SCR 90, SD1, HD1

CONSENT DECREE REGARDING TEXACO INCORPORATED AND SHELL OIL COMPANY, REEVALUATION OF. Requests the Governor to direct the Attorney General to

reevaluate the basis for the Final Judgment and Consent Decree and determine whether the consent decree should be modified or if the Attorney General should completely withdraw from the terms of the consent decree.

Further requests the Governor to direct the Attorney General to work with the Hawaii Automotive Repair & Gasoline Dealers Association (HARGD) to

ascertain HARGD members' concerns regarding the consent degree's effect on dealers' retail businesses other than the sale of gasoline and to determine whether the consent decree should be modified or if the Attorney General should completely withdraw from the terms of the consent decree.

Further requests the Governor to direct the Attorney General in accordance with the Attorney General's reevaluation of the basis for the consent decree as well as the Attorney General's consultation with HARGD, to apply to the United States District Court for the District of Hawaii to modify the consent decree by eliminating the mandated divestiture of retail assets of Shell or Texaco on the Island of Oahu, or to otherwise favorably address the dealers' retail business concerns other than the sale of gasoline, or to completely withdraw its conditions in that consent decree.

Further requests the Attorney General to report its efforts in complying with the terms of this Concurrent Resolution to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

See SR 42, SD1 and HCR 34, HD2, SD1

(SSCR 3376, HSCR 1478-98)

SCR 128, SD1 SR 60, SD1

THRILL CRAFT SAFETY AND THE FEASIBILITY OF REGISTRATION AND CERTIFICATION OF PRIVATE THRILL CRAFT OPERATORS, COMMITTEE TO REVIEW. Requests the Chair of

the Board of Land and Natural Resources to appoint a seven-member Thrill

Craft Advisory Committee to review privately-owned thrill craft safety and

the feasibility of registration and certification of private thrill craft operators.

Resolves that the Committee review how other states have implemented some

type of regulation for privately-owned thrill craft operation.

Further resolves that the Committee also evaluate and recommend necessary educational and training requirements for personal water craft operators, as well as proposed rules for thrill craft operations, and areas of operations.

Further resolves that the Chair appoint as Committee members one representative each from the Division of Boating and Ocean Recreation, the Division of Conservation and Resources Enforcement, and the United States Coast Guard Auxillary, and two representatives from the recreational thrill craft user groups and two representatives from personal watercraft franchised dealerships.

Further resolves that the members serve without compensation but be reimbursed for their expenses relating to the Committee's business.

Further resolves that the Committee be attached to the Department for administrative purposes, and that the Department provide staff support to the Committee.

Further resolves that the Committee report its findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(SSCR 3022, 3341, HSCR 1455-98, 1498-98)

SCR 132, SD1

PENAL RESPONSIBILITY, STUDY RELATING TO. Requests the Legislative Reference Bureau to study the issue of penal responsibility, including, but not

limited to instances where a person's lack of substantial capacity is triggered by the voluntary ingestion of intoxicating liquor or a controlled substance, and cases where the voluntary ingestion of these substances cause a physical or mental disease, disorder, or defect excluding penal responsibility under section 704-400, Hawaii Revised Statutes.

Further requests the study to include, but not limited to:

- An identification of relevant Hawaii statutory and case law; (1)
- An examination of how selected states may have addressed this issue: and
- (3) A review and discussion of relevant literature and research on the subject.

Further requests the Attorney General, the county prosecutors, the Public Defender, and the University of Hawaii Richardson School of Law to provide assistance to the Bureau on this matter.

Further requests the Bureau to submit its findings and conclusions, including proposed legislation, if any, to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(SSCR 3063, 3344, HSCR 1484-98)

SCR 137, SD1, HD1

COMPUTER TECHNOLOGY AND A LANGUAGE OTHER THAN ENGLISH, STUDENT COMPETENCY IN. Requests the Board of Education to consider the proposals of the

Economic Revitalization Task Force that all pupils graduating from high school beginning with the 2000 school year shall be competent in languages other than English as defined by the Board and shall also be computer literate.

Further requests the Board to establish appropriate standards of second language competency and computer literacy after consideration of available resources and varying student capability, and that the Board study various means to accomplish the goals of having all pupils graduating from high school meet the standards established by the Task Force.

Resolves that the Board consider various competency standards other than the standards established in the Department of Education's Essential Content standards for Asian, European, and Pacific languages.

Further resolves that the Board consider using various methods for foreign language training other than the traditional methods presently used by the Department such as the immersion model, the peer education model, the Hawaiian studies model, and other innovative methods which would enable Hawaii's students to achieve the level of competency established by the Board.

See SR 65, SD1

(SSCR 3307, HSCR 1482-98)

SCR 140, SD1

CAPITAL IMPROVEMENT PROJECTS IN THE ALA WAI CANAL WATERSHED, WATER QUALITY IMPROVEMENT PROJECT, AND MANAGEMENT AND IMPLEMENTATION PLAN, RESOURCE FOR AGENCY ACTIONS AND REVIEWS ON. Requests the Governor to recommend that the

capital improvement projects identified in the Ala Wai Canal Watershed, Water Quality Improvement Project, Management and Implementation Plan serve as a resource for agency actions and reviews under the Hawaii State Planning Act and the law relating to environmental impact statements.

(SSCR 3043, 3345, HSCR 1509-98)

SCR 146, SD2, HD1, CD1

CHILD PROTECTIVE SERVICES SYSTEM, AUDIT OF. Requests the Auditor to consult

with the National Conference of State Legislatures Child Protection Reform Project, the National Resource Center of Child Maltreatment, or other national entities with child welfare expertise, to conduct a program audit of the child protective services across the Department of Human Services, the Department of the Attorney General, the Family Courts, and the Police Departments.

Resolves that the Auditor work with parents, foster parents, health providers, educators, and interested private organizations and individuals to commit to the effort outlined herein.

Further resolves that the audit focus on the following:

(1) Communication among the various agencies;

- (2) Training on child abuse and neglect for agency staff;
- (3) Adequacy of caseload size in the agencies;
- (4) Adequacy of resources in the agencies;
- (5) Decision-making in the child protective services system, including:
 - (A) Screening decisions;
 - (B) Case selection;
 - (C) Child safety, including how to keep a maltreated child safe and under what conditions placement out of the home is necessary;
 - (D) Reunification of the child with his/her family; and
 - (E) The termination of child protective services involvement.

Further resolves that the study also include but not be limited to a review of cases of recurring abuse and neglect.

Further resolves that specific system recommendations be provided to guide the reform and design for an effective child welfare system.

Further resolves that the Auditor submit the findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(SSCR 3054, 3346, HSCR 1471-98, 1499-98, CCR 135)

SCR 147 SR 70

INCOME TAX WITHHOLDING FOR NONRESIDENTS, REPEALING THE EXEMPTION FOR. Requests the Department of Taxation to amend section 18-235-61-04, Hawaii

Administrative Rules, to repeal the exemption from withholding for nonresident employees and require all employees' wages to be subject to withholding regardless of residency.

(SSCR 3347, HSCR 1500-98)

SCR 153, SD1, HD1 *SR 73, SD1

WAIKIKI, STUDY ON EXISTING REGULATIONS FOR PROPOSED USE PROJECTS LOCATED IN. Requests the Legislative Reference Bureau in consultation with the City and

County of Honolulu Department of Land Utilization to study existing regulations for proposed use projects located in the Waikiki area, and suggest mechanisms to streamline and eliminate duplicative process.

Further requests the Bureau to submit a report to the Legislature on its findings, recommendations, and draft legislation, if necessary, no later than twenty days prior to the convening of the Regular Session of 1999.

*SR 73, SD1 Does not request the Bureau to consult with the City and County of Honolulu Department of Land Utilization.

(SSCR 3024, 3349, HSCR 1510-98)

SCR 154, HD1 *SR 74

GASOLINE PRICES, INVESTIGATION OF. Requests the Attorney General to

continue its investigation into the reasons why gasoline prices continue to remain significantly higher than mainland prices.

Further requests that in conducting its investigation the Attorney General cooperate with the Petroleum Advisory Council.

Further requests that in the event the Attorney General finds a violation of federal or state antitrust laws, or any other legal violation, the Attorney General to bring appropriate legal action in any court of competent jurisdiction on behalf of the State of Hawaii.

Further requests the Attorney General to report findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

*SR 74 Also requests the Attorney General to investigate whether there is any collusion in Hawaii's wholesale gasoline market thay may tend to artificially inflate Hawaii's gasoline prices at the pump. Does not request the Attorney General to cooperate with the Petroleum Advisory Council.

(SSCR 3378, HSCR 1479-98)

SCR 157, SD1

MANOA RECREATIONAL PARK AND MANOA ELEMENTARY SCHOOL, IMPROVEMENTS TO.
Requests the Mayor of the City and County of Honolulu and the Governor to
convene a joint state and county task force to develop a master plan for
improvements to the Manoa Recreational Park and Manoa Elementary School.
Further requests the task force to include:

- (2) The office of the City Council member representing Manoa;
- (3) The Manoa District Park Director;
- (4) The Principal of the Manoa Elementary School;
- (5) Members of the Manoa Elementary School APT;
- (7) A member of the Manoa Neighborhood Board;
- (8) The Comptroller or designee;

(9) The Assistant Superintendent of the Department of Education's

Office of Business Services or designee; and

(10) The District Superintendent of the Honolulu District Office of the

Department of Education or designee.

Further requests that the task force include in its master plan an identification of areas in need of improvement, addressing specifically, the park gymnasium, the school gymnasium, the parking lots, lighting system for the entire area, playground equipment, and the possibility of enclosing the pavilion and an indication of the priority to be given to each area in need of improvement.

Further requests that the task force submit its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(SSCR 3118, 3351, HSCR 1517-98)

SCR 159, HD1

OKINAWAN CENTENNIAL CELEBRATION COMMISSION, ESTABLISHMENT OF THE. Requests that the Governor establish by executive order, an Okinawan Centennial

Celebration Commission.

Further requests that in selecting the members of the Commission, the Governor appoint fifteen members, four of which are to be representatives

from the four counties and the remaining members to be representatives of

the Hawaii United Okinawa Association, government, labor, business, and the _____ community at large.

Further requests that the Governor designate the chair of the Commission.

Further requests that the Commission work closely with the Hawaii United Okinawan Association that has already begun the planning of the centennial celebration.

(SSCR 3135, HSCR 1477-98)

SCR 161 SR 76

FEDERAL HIGHWAY PROGRAM, REAUTHORIZATION OF THE. Resolves that the United States Congress enact legislation reauthorizing the Federal Highway Program by May 1, 1998.

Further resolves that the reauthorization bill should fund the Federal Highway Program at the highest level that the user-financed Highway Trust Fund will support.

(SSCR 2991, 3352, HSCR 1501-98)

SCR 172, SD1

GOVERNMENT, PERFORMANCE MANAGEMENT AND PERFORMANCE PARTNERSHIPS TO ACHIEVE PUBLIC GOALS. Requests that the Office of the Governor proceed with

discussions which may lead to a letter of agreement with the National Performance Review committing both the state and federal governments to explore reducing barriers to reinventing government by shifting to performance management and performance partnerships to achieve public goals.

Further requests the federal government to assign a liaison from the

National Performance Review to assist Hawaii in creating performance partnerships with communities, the non-profit sector, and the business community to improve results on achieving public goals, such as the Good Beginnings Alliance, the proposed Waipahu partnership, and partnership efforts in other communities.

Further resolves that a steering committee composed of representatives

nominated by the Legislature, the Hawaii Community Services Council's Ke Ala

Hoku Project, the Hawaii Business Roundtable, The Chamber of Commerce of

Hawaii, and persons with experience in management, re-engineering of service

delivery, fiscal, and governance systems, and assessment be convened to advise the Governor on the goals of the National Performance Review partnership.

Further requests that the steering committee develop plans for the following:

- (1) A results measurement system which provides regular reports on progress towards achieving outcomes to policy makers and the public; and
- (2) A performance partnership development mechanism which convenes the stakeholders in achieving individual benchmarks to develop new program, fiscal, and governance strategies.

Further requests that the Governor report on the progress made in developing performance management mechanisms with the assistance of the National Performance Review twenty days prior to the start of the Regular Session of 1999.

(SSCR 3361, HSCR 1502-98)

SCR 180

YAMASAKI, MAMORU, NAMING THE MAUI HIGH SCHOOL GYMNASIUM IN HONOR OF. Requests State Department of Education to name the Maui High School

Gymnasium THE MAMORU YAMASAKI GYMNASIUM.

Further requests that the Department to place signs on the gymnasium identifying it as THE MAMORU YAMASAKI GYMNASIUM.

(SSCR 3309, HSCR 1480-98)

SCR 190, SD1, HD2

CONVENTION CENTER BANNER WELCOME PROGRAM, ESTABLISHMENT OF THE. Urges the State of Hawaii and the City and County of Honolulu to grant authorization

to allow a display of attractive banners to welcome groups to the State of Hawaii, the City and County of Honolulu and the Hawaii Convention Center.

Resolves that organizers of events at the Convention Center be allowed to apply to the City and County of Honolulu to request permission to display banners from the eight public lampposts on Atkinson Drive, Kapiolani Boulevard and Kalakaua Avenue directly in front of the main entrance of the Hawaii Convention Center officially located at 1801 Kalakaua Avenue, Honolulu, Hawaii, 96815 for a period of time of no more than fifteen days per group.

Further resolves that the Convention Center Authority establish a Banner
Welcome Program Advisory Board consisting of six members as follows:

- (1) The President of the Hawaii Visitors and Convention Bureau or a designated representative;
- (2) The Director of Business, Economic Development, and Tourism or a designated representative;
- (3) The City and County of Honolulu Director of Transportation Services

 or a designated representative;
- (4) The Executive Director of the Convention Center Authority or a

 designated representative; and
- (5) The City and County of Honolulu Director of Special Events or a

 designated representative; and
- (6) The Executive Director of the Outdoor Circle or a designated representative.

Requests that the Executive Director of the Convention Center Authority

submit a report to the Legislature of the organizers of events, the length of time of each banner display for each program, and the revenues and expenses for the Banner Program no later than twenty days prior to the convening of each Regular Session.

(SSCR 3035, 3362, HSCR 1453-98, 1507-98)

SCR 191, SD2, HD1, CD1

WAIKIKI TASK FORCE, ESTABLISHMENT OF. Urges the State of Hawaii and the

City and County of Honolulu to form a Joint Waikiki Task Force to discuss

and coordinate the myriad of issues facing this area so vital to the people of Hawaii, and that the Planning Department of the City and County of Honolulu, the Convention Center Authority, and the Office of Planning of the Department of Business, Economic Development and Tourism support the work of the task force.

Resolves that the Task Force should be a forum for coordination of plans and proposals for both public and private investment and actions needed to encourage revitalization of this area.

Requests the Task Force to discuss all state and city capital improvement projects proposed for Waikiki and the surrounding areas and develop an overall master plan which incorporates their tourism related infrastructure construction, beautification projects and capital improvement project priorities, and considers the relationship of Waikiki to these surrounding areas, so that state and city officials are fully aware of each other's plans and may take them into account to avoid costly duplication of efforts and provide cohesiveness to the ultimate end product to improve the business environment and economic infrastructure.

Further requests the Task Force to consist of sixteen members selected from both public and private sectors, to include the following:

- (1) The Administrative Director of the State, or a designated representative, who shall serve as co chair;
- (2) The Managing Director of the City and County of Honolulu, or a
 designated representative, who shall serve as co chair;
- (3) The Director of Business, Economic Development and Tourism, or the

 Director of the State Office of Planning, or a designated

 representative;
- (4) The State Director of Health, or a designated representative;
- (5) The Director of Transportation, or a designated representative;
- (6) The Chairperson of the Board of Land and Natural Resources, or a

 designated representative; and
- (7) Four members to be selected by the Mayor of the City and County of

 Honolulu, from the City Departments of Planning, Transportation

 Services, Public Works, Parks and Recreation, and Land Utilization,
 and the Office of Waikiki Development;
- (8) Three private citizens who are not employed by the State or the City and County of Honolulu, appointed by the Governor, at least one of whom is a resident of Waikiki; and

(9) Three private citizens who are not employed by the State or the City and County of Honolulu, appointed by the Mayor of the City and County of Honolulu, at least one of whom is a resident of Waikiki.

Further requests the Task Force through the Planning Department of the City and County of Honolulu, and the Office of Planning of the Department of

Business, Economic Development and Tourism, to report findings and ______recommendations to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 1999 and 2000.

(SSCR 3058, 3363, HSCR 1454-98, 1504-98, CCR 132)

SCR 192 SR 91

CHARTER SCHOOL IN KIHEI, MAUI, ESTABLISHMENT OF. Encourages the Kihei High

School Community Committee to continue its efforts to establish a charter

school in Kihei, Maui, centered on systems technology and based on public private partnerships.

Requests that the Department of Education, the Department of Business,

Economic Development, and Tourism, the High Technology Development

Corporation, the Maui Community College, the Hawaii Government Employees'

Association, the United Public Workers, the Hawaii State Teachers

Association, the Maui Chamber of Commerce, and the Maui County Council to cooperate with the Kihei High School Community Committee in its efforts to establish a charter school centered on systems technology.

(SSCR 3310, HSCR 1481-98)

SCR 196, SD1

HOME- AND COMMUNITY-BASED PROGRAMS AND SERVICES, DUPLICATION OF THE ADMINISTRATION AND PROVISION OF. Requests the Directors of Human Services and Health to examine ways to eliminate duplication of time, effort, and resources in the administration and provision of home- and community-based programs and services by the two Departments.

Resolves that the Departments of Human Services and Health collaborate with the consumer members of the State Planning Council on Developmental

Disabilities to identify solutions to the overlapping responsibilities.

Further requests the Departments to jointly report their findings and recommendations, including any necessary proposed legislation, to the Legislature twenty days prior to the convening of the Regular Session of 1999.

(SSCR 3056, 3366, HSCR 1472-98, 1505-98)

SCR 200, SD1, HD1

LAP DANCING CASES, REVIEW OF MATERIAL RELEVANT TO. Urges the Hawaii

Paroling Authority to make a prompt review of the relevant material with

respect to this case, should Mr. Carl Richie be paroled, and to exercise all remedial options available to it to ensure the preservation of justice.

(SSCR 3136, HSCR 1485-98)

SCR 207, SD1 HCR 244, HD1

HEPATITIS C INCIDENCE AND PREVALENCE, STUDIES OF. Requests the Department of Health to undertake studies of Hepatitis C incidence and prevalence within selected populations in Hawaii.

Further requests the Department to promote public awareness of the nature of the disease and the activities that present risk of exposure to Hepatitis C.

Further requests the Department to provide the Legislature with copies of its reports of findings and recommendations following completion of its Hepatitis C studies.

(SSCR 3106, 3367, HSCR 1457-98, 1506-98)

SR 18, SD1

OLELO, FINANCIAL AND MANAGEMENT AUDIT OF. Requests 'Olelo to undertake a full management and financial audit of its operations by an impartial second party auditor.

Resolves that the Department of Commerce and Consumer Affairs oversee the audit by reviewing and approving the proposed auditor as well as the scope of the audit.

Further requests 'Olelo to present its audit no later than twenty days prior to the convening of the Regular Session of 1999.

(SSCR 3121, 3494)

SR 23, SD1 HR 59, HD2

NATIONAL QUARTERBACK AWARDS DINNER IN HAWAII, HOSTING OF. Requests the Department of Business, Economic Development, and Tourism to coordinate with the Hawaii Visitors and Convention Bureau, National Quarterback Club, the NFL Pro Bowl Committee, the Hawaii High School Athletic Association, the Department of Education, the University of Hawaii athletic staff and booster clubs, the Hawaii Winter League Baseball Association, the Quarterback Club of Hawaii, to work out arrangements to host the next National Quarterback

Awards Dinner in Hawaii during the Pro Bowl week.

Further requests the Department to look into the feasibility of establishing a Hawaii High School Athletic Foundation so that proceeds from such an event as well as contributions from former Hawaii athletes and others can be earmarked for use to support Hawaii high school athletics, including groups such as Ho'olana, a unique nonprofit organization dedicated to the advancement of at-risk college preparatory students in the State of Hawaii.

Further requests the Department to report the outcome of its efforts to host the next National Quarterback Awards Dinner in Hawaii, and perhaps, as a permanent fixture, during the Pro Bowl week, to the Legislature twenty days prior to the convening of the Regular Session of 1999.

(SSCR 3563)

SR 26, SD1

MIDWIVES, STUDY ON THE CERTIFICATION OF. See SCR 64, SD1.

(SSCR 3039, 3375)

SR 32, SD1

AIRCRAFT CARRIER AT PEARL HARBOR, HAWAII, HOMEPORTING OF AN. See SCR 71, SD1, HD1.

(SSCR 3151)

SR 33, SD1

ZIPPER LANE, USE OF. Urges the Department of Transportation to allow, in

addition to buses, emergency vehicles, and vehicles carrying three or more persons, to also allow vanpool vehicles, commercial vehicles, and vehicles carrying two or more occupants, to use the "Zipper Lane" when it begins operation.

Requests the Department to determine the feasibility of extending the use of the "Zipper Lane" to the makai lanes of the highway to relieve traffic congestion from the downtown to the Leeward Oahu direction.

Further requests the Department to submit a report of its findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(SSCR 3153)

SR 34, SD1

SUN YAT-SEN UNIVERSITY OF MEDICAL SCIENCES, ESTABLISHMENT OF SISTER UNIVERSITY RELATIONSHIPS WITH. Requests the University of Hawaii to

establish sister university relationships with the Sun Yat-sen University of Medical Sciences, in Guangzhou, Guangdong, the People's Republic of China.

(SSCR 3131, 3328)

FLIGHT 2000, IMPLEMENTATION OF. Urges the members of Hawaii's delegation to

the United States Congress to endorse and fully support the development and

implementation of Free Flight as described in the air traffic management plan known as Flight 2000.

(SSCR 3155)

SR 38

SEXUAL ASSAULT VICTIMS, INCLUSION IN THE FAMILY VIOLENCE OPTION PROGRAM FOR. See SCR 80.

(SSCR 3051, 3330)

SR 39, SD1

GREEN WASTE, REQUIRING PRIVATE CONTRACTORS TO HAUL AWAY TO COMPOSTING COMPANIES AND THE PURCHASE OF HAWAII-MANUFACTURED COMPOST AND SOIL AMENDMENT. See SCR 81, SD1, HD1.

(SSCR 3049, 3332)

SR 41, SD1

PROFESSIONAL GOLF MANAGEMENT CERTIFICATION PROGRAM, CREATION OF. Urges the University of Hawaii West Oahu in cooperation with the Director of Business,

Economic Development, and Tourism to:

- (1) Explore the feasibility of initiating a golf professional management program within the university educational system; and
- (2) Explore the feasibility of certification of a golf professional management program by the United States Professional Golf Association in support of the current economic development initiative of the State of Hawaii.

Resolves that the University report its recommendations to the Legislature twenty days prior to the convening of the Regular Session of 1999.

(SSCR 2984, 3335)

SR 42, SD1

CONSENT DECREE REGARDING TEXACO INCORPORATED AND SHELL OIL COMPANY, REEVALUATION OF. Requests the Attorney General to work with the Hawaii

Automotive Repair & Gasoline Dealers Association (HARGD) to ascertain HARGD

member's concerns regarding the consent degree's effect on the dealer's retail business other than the sale of gasoline.

Further requests the Attorney General to apply to the United States District Court for the District of Hawaii to modify the final judgment and consent decree regarding Texaco Inc. and Shell Oil Company by eliminating the mandated divestiture of retail assets of Shell or Texaco on the Island of Oahu, and to favorably address the dealers' retail business concerns other than the sale of gasoline, or to completely withdraw its conditions in that

consent decree.

Further requests the Attorney General to report its efforts in complying with the terms of this Resolution to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

See SCR 90, SD1 HD1 and HCR 34, HD2, SD1

(SSCR 3377)

SR 46, SD1

ROADSIDE MAINTENANCE, MANAGEMENT PLANS FOR WEED CONTROL METHODS USED IN.
Requests the State Department of Transportation and the Mayor of each county

to adopt management plans for weed control methods used in roadside maintenance in order to minimize risks to public health, worker safety, and environmental quality.

Further requests the Department and the Mayor of each county to consult with those counties and other jurisdictions that have successfully minimized risks through the adoption of vegetation management programs to ascertain how and to what extent those reductions in risk and use were accomplished.

Further requests the Department and the Mayors to report the amount of herbicides purchased in 1997, as a base, and report their progress in reducing the use of herbicides in roadside maintenance, with proof of reduction reflected in reduced annual herbicide purchases accordingly, to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(SSCR 3382)

SR 55, SD2

WORKERS' COMPENSATION FEE SCHEDULE, STUDY OF. Requests the Legislative

Reference Bureau to conduct a study of the workers' compensation medical fee

schedule for the purposes of determining whether the existing ceiling of 110 per cent of Medicare Resource Based Relative Value scale system as set forth in section 386-31(c), Hawaii Revised Statues, should be adjusted, whether the fee schedule has had a negative impact on access to specialty care by injured workers or has diminished the number and quality of providers who treat workers' compensation injuries; and the conditions and criteria the Legislature may consider in making an adjustment to that ceiling.

Resolves that the Bureau submit its findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(SSCR 3112, 3338)

SR 60, SD1

THRILL CRAFT SAFETY AND THE FEASIBILITY OF REGISTRATION AND CERTIFICATION OF PRIVATE THRILL CRAFT OPERATORS, COMMITTEE TO REVIEW. See SCR 128, SD1.

(SSCR 3023, 3342)

LANGUAGES OTHER THAN ENGLISH, STUDENT COMPETANCY IN. Requests the Board of

Education to consider the proposal of the Economic Revitalization Task Force

that all pupils graduating from high school beginning with the 2000 school year shall be competent in languages other than English as defined by the Board.

Further requests the Board to establish an appropriate standard of competency after consideration of available resources and student capability for those pupils, and that the Board study various means to accomplish the goal of having all pupils graduating from high school meet the standard established by the Task Force.

Resolves that the Board consider various competency standards other than the standards established in the Department of Education's Essential Content standards for Asian, European, and Pacific languages.

Further resolves that the Board consider utilizing various methods for foreign language training other than the traditional methods presently utilized by the department such as the immersion model, the peer education model, the Hawaiian studies model, and other innovative methods which would enable Hawaii's students to achieve the level of competency established by the Board.

See SCR 137, SD1, HD1

(SSCR 3308)

SR 70

INCOME TAX WITHHOLDING FOR NONRESIDENTS, REPEALING THE EXEMPTION FOR. See SCR 147.

(SSCR 3348)

SR 73, SD1

WAIKIKI, STUDY ON EXISTING REGULATIONS FOR PROPOSED USE PROJECTS LOCATED IN. See SCR 153, SD1, HD1.

(SSCR 3025, SSCR 3350)

SR 74

GASOLINE PRICES, INVESTIGATION OF. See SCR 154, HD1.

(SSCR 3379)

SR 76

FEDERAL HIGHWAY PROGRAM, REAUTHORIZATION OF THE. See SCR 161.

(SSCR 3059, 3353)

SR 81, SD1

FOREIGN CAPITAL DEPOSITORIES IN HAWAII, STUDY ON ESTABLISHING. Requests the Legislative Reference Bureau to conduct a study on the establishment of

foreign capital depositories in Hawaii.

Further requests the Commissioner of Financial Institutions, the Department

of the Prosecuting Attorney, the Department of the Attorney General Criminal

Justice Division, and the Honolulu Police Department to cooperate with the

Bureau in providing information and assistance necessary to the study.

Resolves that the study shall address but not be limited to the following issues:

- (1) The level of interest and demand for the establishment of foreign capital depositories in Hawaii;
- (2) The procedures and safeguards that need to be in place to prevent the exploitation of foreign capital depositories for illegal purposes; and
- (3) The government resources and costs that are required in order to initiate the establishment of and maintain foreign capital depositories in Hawaii.

Further resolves that the Bureau submit a report of its findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(SSCR 3125, 3355)

SR 89

HAWAII RESIDENT DEFINITION IN HIRING RESIDENTS ON DEFENSE CONTRACTS IN HAWAII, USE OF THE. Requests the Department of Labor and Industrial

Relations to develop a workable definition of the term "Hawaii resident" by _____ rule.

Further requests the United States Departments of Defense and Labor to

propose the use of this definition and develop an appropriate means of implementing Public Law 99-190.

(SSCR 3076, 3360)

SR 91

CHARTER SCHOOL IN KIHEI, MAUI, ESTABLISHMENT OF. See SCR 192. (SSCR 3311)

SR 92

RULES TO THE PUBLIC WITHIN THE THIRTY-DAY PUBLIC NOTICE REQUIREMENT, STUDY ON THE DISTRIBUTION OF PROPOSED. Resolves that the Legislative Reference

Bureau conduct a study addressing the concerns raised in this Resolution,
----particularly the issue of mailing copies of proposed rules to:

- (1) Interested citizens who request copies; and
- (2) Public interest groups as defined by the study.

Requests the Bureau to report the findings and recommendations of its study

to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(SSCR 3081, 3365)

HCR 9, SD1

SPORTS FRANCHISE, ESTABLISHMENT OF A. See SCR 9, SD1, HD1.

(HSCR 1034-98, 1425-98, SSCR 3419, 3461)

HCR 11, HD1

EARLY INTERVENTION SERVICES FOR CHILDREN UNDER FIVE YEARS OF AGE, PROVISION OF. Resolves that the Family Health Services Division of the Department of

Health provide early intervention services in compliance with the

requirements of P.L. 104-119, Individuals With Disabilities Education Act, and the Felix v. Waihee Consent decree, to help contain future costs of mental health services.

Further resolves that mental health services for children under five years old be assessed as early as possible.

Requests the Department of Health to submit a report to the Legislature on

the progress of providing early intervention services no later than twenty days prior to the convening of the Regular Session of 1999.

(HSCR 617-98, 1410-98, SSCR 3403, 3462)

HCR 14, HD1, SD1

POST-MASTECTOMY BREAST RECONSTRUCTION SURGERY AND LICENSING OF PHYSICIAN ASSISTANTS, STUDIES ON. Requests the State Auditor to study the social and

financial impacts of requiring all employer group health policies, contracts, plans, or agreements issued or renewed in Hawaii, on a group or individual basis, to provide coverage for post mastectomy breast reconstructive surgery for all stages of reconstruction as well as symmetry operations on the noncancerous breast, not as an option, for the cost of care for the subscriber or any dependent of the subscriber who is covered by the policy.

Further requests the Auditor to include in the study:

- (1) Estimates of the numbers of persons in Hawaii who have undergone mastectomies each year for the past three years; and of those person, the estimated numbers of persons who have sought reconstructive surgery for the nondiseased breast;
- (2) Estimates of the number of multiple surgical procedures performed on those who have sought reconstructive surgery and the time period over which these multiple surgeries were sought;
- (3) Actual costs of the initial and each subsequent surgery;
- (4) Side effects and risks associated with each level of surgery; and
- (5) Estimates of the cost effectiveness and efficacy at each level of intervention.

Resolves that the Auditor analyze the probable effects of the proposed regulatory language change for Physician Assistants contained in Senate Bill No. 3234 (1998) pursuant to section 26H-6, Hawaii Revised Statutes.

Further requests the Auditor to report its findings and recommendations on the two studies to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(HSCR 535-98, 934-98, 1136-98, SSCR 3418, 3495)

HCR 17, SD1

WAHIAWA CENTENNIAL CELEBRATION COMMISSION, ESTABLISHMENT OF. See SCR 34, SD1, HD1.

(HSCR 1093-98, 1372-98, SSCR 3458)

HCR 24, HD1, SD1

HAWAII'S FEDERAL MEDICAL ASSISTANCE PERCENTAGE, INCREASE OF. Resolves that the Legislature urges the United States Congress, the President of the

United States, and the Secretary of Human Services to support United States

Senator Daniel K. Akaka, United States Senator Daniel K. Inouye, United States Representative Neil Abercrombie, and United States Representative Patsy T. Mink's federal legislation to amend the Social Security Act to

increase Hawaii's Federal Medical Assistance Percentage in consideration of our high cost of living.

(HSCR 536-98, 1416-98, SSCR 3443, 3496)

HCR 26, HD2, SD1

IMPAIRED DRIVING STATUTES, REVIEW OF. Requests the Department of

Transportation with assistance from the Legislative Reference Bureau to

review Hawaii's impaired driving statutes and make recommendations for uniform statutory construction.

Resolves that the Department solicit input from an advisory panel made up of representatives from the police, prosecutors, defense bar, Judiciary,

substance abuse treatment providers, the Department of Health,

Administrative Driver's License Revocation Office, emergency room

physicians, Governor's Highway Safety Council, and Mothers Against Drunk

Dri vi ng.

Further resolves that the Department submit a report of its findings and recommendations, including proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(HSCR 200-98, 1440-98, SSCR 3441, 3464)

FOREIGN AIR CARRIERS CONDUCT OF CERTAIN EXPANDED CARGO TRANSFER ACTIVITIES AT INTERNATIONAL AIRPORTS IN HAWAII, AUTHORIZATION OF. Requests the Governor of the State of Hawaii to submit a State of Hawaii application to

the United States Secretary of Transportation to authorize foreign air carriers to conduct certain expanded cargo transfer activities at international airports in the State of Hawaii.

Further requests Hawaii's delegation to the United States Congress to

facilitate the United States Secretary of Transportation's approval to authorize foreign air carriers to conduct certain expanded cargo transfer activities at international airports in the State of Hawaii.

(HSCR 809-98, 940-98, SSCR 3400, 3465)

HCR 34, HD2, SD1

CONSENT DECREE REGARDING TEXACO INCORPORATED AND SHELL OIL COMPANY, REEVALUATION OF. Requests the Federal Trade Commission to reevaluate the

Agreement Containing Consent Order in the matter of Shell Oil Company and Texaco Inc. (File No. 971-0026), that mandates the divestiture of retail assets of Shell Oil Company or Texaco Inc. in the State of Hawaii as to its impact on independent retail operators and Hawaii consumers and to possibly eliminate those divestiture requirements.

See SCR 90, SD1, HD1 and SR 42, SD1

(HSCR 858-98, 1118-98, SSCR 3380)

HCR 35, HD1

RURAL HEALTH PLAN FOR THE ISLAND OF HAWAII, DEVELOPMENT OF. See SCR 31, SD1.

(HSCR 815-98, SSCR 3405, 3466)

HCR 38, HD1, SD1

CHILDREN, YOUTH, AND FAMILIES, ESTABLISHMENT OF A STATE POLICY FOR IMPROVING THE WELL-BEING OF. Resolves that a mechanism for the on-going measurement of progress toward achieving the following child outcomes be developed by the child serving agencies of state government working with Ke Ala Hoku,

Hawaii Kids Count, University of Hawaii Center on the Family, the Good

Beginnings Alliance, Education Goals 2000, the Governor's Children and

Families Panel, and others:

- (1) Every child will thrive physically--be healthy from birth with ongoing access to good health care, have a safe home, school, and community environment;
- (2) Every child will form positive relationships--have the attention of at least one caring adult and supportive friendships with peers;
- (3) Every child will be prepared for and succeed in school— have developmentally nurturing care and early education opportunities, meet age-appropriate knowledge and competencies, and graduate from high school;

- (4) Every child will be culturally aware and appreciative of diversity;
- (5) Every child and youth will choose responsible behaviors—exhibit respect for himself or herself, others of every age, and society by refraining from drug use and from sexual and illegal activity; and
- (6) Every youth will develop marketable skills enabling a successful transistion into adulthood.

Further resolves that the performance-based budgeting committee as

established as part of the Legislature's privatization effort utilize the outcomes criteria endorsed.

Further resolves that the committee consult with Hawaii Kids Count, the Children's Budget Analysis Project, and the Governor's Special Assistant on Children and Families to develop a more detailed set of outcomes to be used in performance measurements.

Requests the Office of the Governor to submit an annual report of the

well-being of children and families to the Legislature in a form to be shared with the community.

(HSCR 1103-98, SSCR 3427, 3497)

HCR 39

CHILD CUSTODY PICKUP, USE OF SIGNIFICANT PEOPLE FOR. Urges the Department of Human Services to:

- (1) Minimize trauma;
- (2) Be sensitive to the emotional needs of the child; and
- (3) Consider utilizing people significant to the child when picking up the child for custody.

(HSCR 538-98, SSCR 2835)

HCR 43

AGRICULTURAL PRODUCTS IMPORTED INTO HAWAII, CERTIFICATION OF INSPECTION BASED ON UNITED STATES DEPARTMENT OF AGRICULTURE STANDARDS ON. Urges Congress to require that the importation of all agricultural products into

Hawaii have a designation of country or origin and a certification of inspection based on United States Department of Agriculture standards to verify that each imported product has passed all United States health and agricultural requirements.

Resolves that Congress support the creation of a federal Food Safety Administration.

(HSCR 821-98, 1139-98, SSCR 3390)

HCR 46, HD1

 $AGRICULTURAL\ PRODUCTS,\ PROMOTION\ OF\ HAWAII-GROWN\ AND\ HAWAII-MADE.\ Requests$ the Hawaii Visitor and Convention Bureau (HVCB) and Hawaii Hotel Association

(HHA), in cooperation with the Department of Agriculture (DOA), the

Department of Business, Economic Development, and Tourism (DBEDT), the

Hawaii Farm Bureau Federation (HFBF), the Agribusiness Development

Corporation (ADC), and other agricultural commodity groups to create an action plan to promote and market Hawaii-grown and Hawaii-made agricultural products.

Resolves that the action plan include:

- (1) The promotion and marketing of Hawaii-grown and Hawaii-made goods in HVCB's and HHA's tourism marketing campaigns that are televised worldwide:
- (2) A financial plan for promoting and marketing Hawaii-grown and Hawaii-made goods including but not limited to in-kind and cash contributions by the public and private sectors; and
- (3) The feasibility of establishing a "one-stop" site to showcase and sell Hawaii grown and Hawaii made goods.

Further requests the DOA to submit a report of the action plan to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(HSCR 1187-98, SSCR 3391, 3468)

HCR 50, HD2, SD1

QUEST DISTRIBUTION METHODOLOGY, FORMULATION OF. Resolves that the Department of Human Services formulate a new QUEST distribution methodology

to ensure that the State is in compliance with QUEST waiver provisions that require plans to consider adverse selection factors in the capitation rates for health centers.

Further resolves that the new methodology for distribution of QUEST funds be based upon patient health risk factors such as:

- (1) Pregnancy;
- (2) HIV infection;
- (3) Chronic disease diagnoses; and
- (4) Historical consumption of health care services.

Further resolves that the Department's Med-QUEST Division use the risk

adjusted methodology in paying health plans based on Sixth Omnibus Budget and Reconciliation Act by using current available Health Employer Data Information System reports to identify births by plans, and require that plans do likewise in determining capitation payment amounts to providers.

Further resolves that the Department consult with the QUEST health plans and others with expertise in managed care risk methodologies.

Further resolves that the Department consider implementing the new risk adjustment methodology within the next three year contract period which begins July 1, 1999, if all contracted health plans agree to implement any revisions to the proposed methodology.

HCR 53. HD1

PROFESSIONAL MENTAL HEALTH COUNSELORS AND PROFESSIONAL REHABILITATION COUNSELORS, REGULATION OF. See SCR 25, HD1.

(HSCR 813-98, 933-98, 1137-98, SSCR 3415, 3469)

HCR 60, SD1

MULTI-PURPOSE SPORTS AND RECREATION COMPLEX IN HILO, CONSTRUCTION OF. Requests the State and County of Hawaii to work together to develop a plan

for the design and construction of a $\operatorname{multi-purpose}$ sports and recreation $\operatorname{complex}$ in Hilo .

Resolves that the State and County jointly report their progress in developing the sports complex plan to the Legislature at least twenty days prior to the convening of the Regular Session of 1999

(HSCR 1393-98, SSCR 3412, 3470)

HCR 69, HD1

BEACH RESTORATION AND NOURISHMENT PROJECTS, PROCEDURES TO FACILITATE. Requests the Department of Land and Natural Resources to work with the

the United States Army Corps of Engineers to develop procedures for dealing

with shoreline erosion management problems, and to consolidate specific beach restoration and nourishment projects.

Further requests the Department of Land and Natural Resources, with the cooperation of the Coastal Zone Management Program, to submit a report to

the Legislature on the progress made in establishing procedures to facilitate beach restoration and nourishment programs for beaches under the jurisdiction of the military no later than twenty days prior to the convening of the Regular Session of 1999.

(HSCR 857-98, 1064-98, SSCR 3434)

HCR 80

implement the report on emergency/disaster sheltering's recommendations.

Requests the Division to report on the availability and condition of hurricane resistant public shelters within each county, including any recommendations for legislative action that might be necessary, to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(HSCR 1144-98, 1435-98, SSCR 3442, 3471)

HCR 83, HD1, SD1

CUSTOMS AND IMMIGRATION CLEARANCE PROCESS AT THE HONOLULU INTERNATIONAL AIRPORT, EXPEDITION OF. Urges the United States Customs Service and the

United States Immigration and Naturalization Service to seek out and assess

technologies that will expedite the customs and immigration clearance process at the Honolulu International Airport.

Further urges the United States Immigration and Naturalization Service to provide a determination on whether the installation of the Fastgate system, the INSPASS system, or a comparable system is an acceptable alternative for an automated passenger processing system at the Honolulu International Airport.

(HSCR 1207-98, SSCR 3416, 3472)

HCR 84

ALOHA AS AN OFFICIAL GREETING WHEN MEETING THE PUBLIC OR ANSWERING PHONE CALLS, USE OF. Requests that all state employees use the word "Aloha" as

the official

greeting when meeting the public or answering telephone calls from the public, as a way of embodying and perpetuating the Aloha spirit.

(HSCR 1035-98, 1192-98, SSCR 3460)

HCR 88, HD1, SD1, CD1

PUBLIC EMPLOYEES HEALTH FUND AND SCHOOL-TO-WORK OPPORTUNITIES SYSTEM, AUDIT OF. Requests the State Auditor to conduct an actuarial study of the Public

Employees Health Fund to assess future costs and liabilities of public employer contributions, including unfunded liabilities and the impact of porting to union benefit plans.

Resolves that the Auditor's actuarial study include a comparison of the fifty state employee and retiree health care benefit plans and long-term strategies to finance the retiree health benefit program and control expenditures.

Further requests the Auditor to conduct a programmatic audit of the Public Employees Health Fund operations.

Further resolves that the Auditor make recommendations on the advisability of replacing the Health Fund with a system based on an employer-union trust structure.

Further requests the Legislative Reference Bureau to assist the Auditor in

drafting any proposed legislation that the Auditor may recommend as a result of its studies.

Further requests the Administrator and the Board of Trustees of the Public

Employees Health Fund and the Director of Finance to cooperate to the

fullest extent with and to provide all requested data in a timely fashion to the Auditor in the conduct of the Auditor's study and audit.

Further requests the Auditor to report findings and recommendations of its actuarial study and programmatic audit, including any necessary proposed legislation to the Legislature twenty days prior to the convening of the Regular Session of 1999.

Further requests the Auditor to conduct a management and financial audit of the school-to-work opportunities system, including, among other things:

- (1) The approval process for the awarding of grants and contracts;
- (2) Planning for the transition from the current five-year federal funding commitment to possible funding scenarios including a blending of funds from federal, State, and private sources;
- (3) A review of the implementation of Act 343, SLH 1997, and of Act 344, SLH 1997, including why job site safety inspections required as a condition of receiving state-sponsored workers' compensation benefits for participants have not occurred;
- (4) A review of whether the complete cross-section of the student population is being appropriately provided for under existing school-to-work programs, with specific regard to socio-economic status, race, gender, ethnicity, special needs, disability, limited English proficiency, teen parents, and academic talent; and
- (5) A review of the adequacy of the monitoring of student attendance and academic performance of students who are working too many hours per week or who are working too late on evenings preceding school days.

Further resolves that the Auditor submit findings and recommendations of its management and financial audit to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(HSCR 1037-98, 1390-98, SSCR 3432, 3501, CCR 133)

HCR 90, HD1, SD1

FILIPINO-AMERICAN VETERANS, BENEFITS FOR. Requests Hawaii's congressional

delegation to continue its support for legislation and other action to

ensure that Filipino-American veterans who served honorably in an active-duty status under the command of the United States Armed Forces in the Far East or within the Philippine Army, the Philippine Scouts, or recognized guerrilla units, between September 1, 1939, and December 31, 1946, are granted the full range of veterans benefits that they were promised, that they are entitled to and that is provided to other veterans recognized by the Department of Veterans Affairs.

(HSCR 1189-98, SSCR 3401, 3502)

HCR 102, HD1, SD1

HONOLULU SYMPHONY, BOOKING DATES FOR. Urges the City and County of Honolulu

to resolve the problems with the Honolulu Symphony and work towards an amicable settlement of booking dates for the Honolulu Symphony.

(HSCR 1102-98, SSCR 3411, 3503)

SUBMERGED LANDS AT HALE O LONO HARBOR, MOLOKAI, LEASE OF. Resolves that the Department of Land and Natural Resources ensures that the following

conditions are met in the planning, design, construction, and operation of the Hale 0 Lono Harbor:

- (1) Community involvement in planning and designing the harbor;
- (2) The provision of twenty per cent of revenues from the harbor to the Office of Hawaiian Affairs;
- (3) The provision of improvements for public benefit with reasonable lease income potential for the developer;
- (4) A clear articulation of the public benefits to be achieved;
- (5) Public access to the ocean and shores by island residents, including descendants of native Hawaiians;
- (6) Public facilities that meet the needs of the Molokai community at a reasonable cost;
- (7) The protection of rights, customarily and traditionally exercised for subsistence, cultural, and religious purposes;
- (8) Enhanced safety and accessibility as well as the availability of comfort stations;
- (9) The enhancement and preservation of major cultural resources on Molokai;
- (10) The establishment of a means by which future problems can be resolved; and
- (11) The management of increased use of the area to ensure sustainability of living resources and to minimize or prevent conflicts of use.

(HSCR 1116-98, 1369-98, SSCR 3435 - filed)

HCR 107

JUROR FEES, EXAMINATION OF. Requests the Judiciary to examine the issue of juror fees and mileage rates.

Further requests that the examination include, but not be limited to:

- (1) Whether a fee formula should be adopted, such as minimum wage plus an additional dollar amount per hour;
- (2) Whether a different fee amount should be paid for partial days versus full days, and if so, the minimum number of hours required to qualify as a full day;
- (3) Whether juror fees paid to state or county employees who continue to receive their compensation during their jury duty should be recouped to avoid a windfall to such employees;
- (4) Whether exemptions from jury duty under section 612-6, Hawaii Revised Statutes, should be revised;
- (5) Whether those who are exempt from jury duty should be required to make a financial contribution to a jury fund, and if so, a suggested formula; and

(6) Whether parties to jury trials should bear all or part of the cost of jury fees.

Further requests the Judiciary to report its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(HSCR 1153-98, 1433-98, SSCR 3473)

HCR 112

BUSINESS ALOHA TEAM PROGRAM, ESTABLISHMENT OF. Requests the Department of

Business, Economic Development, and Tourism to establish a program to be

called the "Business Aloha Team Program", to be comprised of an ad hoc group of senior decision-makers from public and private sector organizations, to assist individual businesses in creating and retaining jobs within the State.

Resolves that the purpose of the Program is to help businesses by:

- (1) Addressing and helping to resolve and remove obstacles that businesses face in conducting business in the State; and
- (2) Assisting businesses in achieving the conditions necessary to create and retain jobs.

Further resolves that the objectives of the Program include:

- (1) Enlisting local, community, and state officials, and private sector resources to negotiate, streamline, and expedite business development, retention, and expansion;
- (2) Identifying and explaining incentives for businesses to expand and locate in Hawaii; and
- (3) Helping businesses overcome barriers to job creation.

Further resolves that among other things, the duties of the ad hoc group include:

- (1) Resolving problems or concerns of businesses that are contemplating closure or relocation out of the State;
- (2) Collaborating on a competitive effort to convince out-of-state businesses to locate to Hawaii;
- (3) Identifying, explaining, and negotiating incentives for businesses to remain or to locate in Hawaii such as:
 - (a) Identification of practical, cost-effective site locations;
 - (b) An expedited permitting process;
 - (c) Cooperation with regulatory agencies;
 - (d) Assistance with company-specific employment training, cargo and shipping, and intermediary supply and service needs;
 - (e) Loan assistance; and
 - (f) Coordination of meetings with state, county, or private sector officials; and

(4) Working to tailor these incentives to meet the needs of the individual businesses.

Further resolves that the Program may be led by state, county, or private sector officials.

Further resolves that the Department submit a report of the actions taken to the Legislature no later than thirty days prior to the convening of the Regular Session of 1999.

(HSCR 1046-98, 1424-98, SSCR 3420, 3474)

HCR 114, HD1

AQUACULTURE PROJECT ON THE OPEN OCEAN, PERMIT FOR AN. Requests the Sea

Grant College Program of the University of Hawaii to proceed with its

offshore aquaculture demonstration experiments at sites that it deems appropriate.

Resolves that the Board of Land and Natural Resources is authorized to issue a lease or permit to the Sea Grant College Program of the University of Hawaii for submerged lands for an offshore aquaculture demonstration experiment pursuant to section 171-53, Hawaii Revised Statutes.

Further requests the Department of Health to encourage the University in

this effort by allowing the experiment to take place subject only to the submittal of a report on any significant changes in water quality or environmental impacts that may be associated with production of fish in an offshore cage system.

Further requests Sea Grant College Program to communicate its findings to fishers, business people, public agencies and the Legislature as soon as results of the experiments are known.

(HSCR 1080-98, 1193-98, SSCR 3388, 3475)

HCR 117, HD1, SD1

MOTOR VEHICLE INSURANCE PREMIUM REDUCTIONS FOR DRIVER'S EDUCATION COURSE GRADUATES, STUDY OF. Resolves that the Department of Commerce and Consumer

Affairs, with the assistance of the Department of Transportation, the mayors

of each county, and the Hawaii Insurers Council, work with the Governor's

Highway Safety Council Impaired Driving Task Force to examine the

feasibility of establishing a special rate discount on motor vehicle insurance for persons successfully completing the statewide driver's education course.

Requests the Department of Commerce and Consumer Affairs to submit a report of its findings to the Legislature no less than twenty days prior to the Regular Session of 1999.

(HSCR 1375-98, SSCR 3450, 3476)

HEALTH CARE ASSURANCE PROGRAM, STUDY AND REPORT ON. Requests the Insurance

Commissioner to convene a Task Force to conduct a study and prepare a report

containing its findings and recommendations, which shall include any proposed legislation, on a viable alternative to the QUEST Program which will provide comprehensive coverage for a wider population than currently enrolled in QUEST, at no additional cost to the State of Hawaii.

Resolves that the Task Force be composed of the Insurance Commissioner as chair, and one representative from the Department of Human Services, the

Department of Health, the Hawaii Public Employees Health Fund, the

Healthcare Association of Hawaii, the Hawaii Medical Association, the Hawaii

Federation of Physicians and Dentists, the Hawaii Coalition for Health, the

Hawaii State Primary Care Association, the Chamber of Commerce of Hawaii, a

health plan under QUEST, a current provider of health care services under

QUEST and a person currently enrolled in QUEST, the latter three to be

designated by the Director of Human Services.

Further requests the Task Force to submit its findings, report and recommendations twenty days prior to the convening of the Regular Session of 1999.

(HSCR 1107-98, 1374-98, SSCR 3446, 3477)

HCR 120, HD1, SD1

EARLY CHILDHOOD EDUCATION AND CARE, JOINT LEGISLATIVE COMMITTEE ON. Establishes a Joint Legislative Committee on Early Childhood Education and

Care (Joint Legislative Committee).

Resolves that the Joint Legislative Committee be composed of eleven members as follows:

- (1) Six members from the House of Representatives, of which at least one member from the Committees on:
 - (A) Human Services and Housing;
 - (B) Health;
 - (C) Education;
 - (D) Labor and Employment; and
 - (E) Finance,

and one member from the minority party, who shall all be appointed by the Speaker of the House of Representatives; and

(2) Five members from the Senate, of which at least one member from the

Committee on:

- (A) Human Resources;
- (B) Health and the Environment;
- (C) Education; and
- (D) Ways and Means,

and one member from the minority party, who shall all be appointed

by the President of the Senate.

Further resolves that the Joint Legislative Committee:

- (1) Support the Good Beginnings Alliance in the implementation of its duties as delineated in the Good Beginnings Early Childhood Education and Care Master Plan;
- (2) Recommend reallocation of public funds for early childhood education and care;
- (3) Encourage maintaining current levels of funding for early childhood programs and support services;
- (4) Encourage integrated and responsive policy and program plans that focus on the period before birth through the first five years of life in which all state agencies serving children and families shall consider;
- (5) Support the development of a data collection system to track outcomes and program effectiveness;
- (6) Support the state's interdepartmental efforts to implement Title XXI to assure health care coverage for all children in the State;
- (7) Encourage expanding incrementally the capacity of intensive home visitation services through Healthy Start, or other appropriate programs, to meet apparent needs;
- (8) Support the development of a comprehensive, community support system which will:
 - (A) Allow for local decision-making and embrace collaborative approaches to community engagement and oversight;
 - (B) Place a strong focus on achieving results; and
 - (C) Facilitate the creation of flexible financing systems and strategies that link funding to results; and
- (9) Adopt a result-based accountability system using benchmarks and indicators to:
 - (A) Set goals to focus and coordinate efforts across agencies, between higher and lower levels of government, and between public and private groups at all levels of government;
 - (B) Track outcomes to provide for informed policy decisions impacting programs and resource allocation; and
 - (C) Evaluate programs and policies to determine which programs and policies are effective, and to shed light on reasons for the successes or failures; and

(10) Develop a plan of action to implement its recommendations.

Further resolves that the Joint Legislative Committee submit an interim report to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999, and a final report no later than twenty days prior to the convening of the Regular Session of 2000.

(HSCR 1039-98, 1176-98, 1400-98, SSCR 3429, 3478)

HCR 121

HEALTH COVERAGE FOR ALL OF HAWAII'S CHILDREN, DEVELOPMENT OF A UNIVERSAL. Urges the Children's Health Insurance Program (CHIP) Committee to develop

universal health coverage for all of Hawaii's children.

Resolves that the CHIP plan:

- (1) Decide the eligibility criteria to be used;
- (2) Decide the benefit package to be provided;
- (3) Designate the premium and cost-sharing options;
- (4) Implement option and service delivery mechanisms;
- (5) Determine CHIP administration;
- (6) Decide the timeline and assignments; and
- (7) Create a mechanism to provide universal access to health coverage for all children from birth to age 18.

Further resolves that the CHIP Committee submit its plan to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(HSCR 1096-98, 1417-98, SSCR 3447, 3479)

HCR 135, HD1

HAWAIIAN HOMES COMMISSION, ELECTION OF. Requests the Department of Hawaiian

Home Lands to create and oversee a forum to discuss the merits and

practicality of an elected Homes Commission.

Resolves that the forum include representatives from at least the following groups:

- (1) State Council of Hawaiian Homestead Association;
- (2) Hui Kako'o' Ho'opulapula; and
- (3) Other organizations representing persons with twenty-five percent or more Hawaiian blood quantum.

Further resolves that the forum's agenda include the following topics:

- (1) The merits, including the legal issues, of an elected, rather than appointed Homes Commission;
- (2) Whether beneficiaries should be allowed to run for the Homes Commission; and
- (3) The role of Hawaiian Homes Commission Act beneficiaries within the larger scope of the Hawaiian Sovereignty movement.

Further resolves that the forum submit its findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(HSCR 1119-98, 1446-98, SSCR 3436)

HCR 139

RESIDENTIAL CARE HOME INDUSTRY IN HAWAII, ROLE OF. Requests the Governor to

convene a statewide conference on the Future Role of the Residential Care Home Industry in Hawaii.

Resolves that one of the first steps be to convene a steering committee to assure sufficient support, investigate possible funding sources, identify sponsors and target audiences, conference location, agenda, speakers, and other matters.

(HSCR 1106-98, 1418-98, SSCR 3428, 3480)

HCR 141

FOOD STAMP BENEFITS TO LEGAL, NONCITIZEN IMMIGRANTS, RESTORATION OF. Urges the Unites States Congress to restore food stamp benefits to legal,

noncitizen immigrants who have been denied participation in the federal Food Stamp Program due to Public Law 104–193, Personal Responsibility and Work Opportunity Reconciliation Act.

(HSCR 1097-98, 1419-98, SSCR 3444, 3481)

HCR 143, HD3

DEPARTMENT OF HAWAIIAN HOME LANDS ENTITLEMENTS, UPDATE OF THE 1991 AUDITOR'S STUDY ON THE. Requests the Auditor to update its 1991 study entitled,

"Study of Revenue Entitlements to the Department of Hawaiian Home Lands".

Further requests the Auditor to report findings, conclusions, and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(HSCR 1066-98, 1154-98, 1434-98, SSCR 3437)

HCR 147

MEDICAL SERVICES, REIMBURSABLE COSTS FOR. Requests the Hawaii Health

Systems Corporation to determine what steps are necessary to strengthen the

Corporation's negotiating position in contract negotiations that determine the reimbursable costs for medical services.

Further requests the Corporation to implement these steps to the greatest extent possible within current budget and statutory authority.

Further requests the Corporation to submit any additional recommendations to the Governor and the Legislature for additional financial and administrative support and statutory authority necessary to take these steps twenty days prior to the convening of the Regular Session of 1999.

(HSCR 1091-98, 1412-98, SSCR 3407, 3482)

HCR 149, HD1

FLIGHT 2000 DEMONSTRATION PROJECT, HAWAII'S ROLE AS A TEST SITE IN. Resolves that the Federal Aviation Administration and the United States

Senate Committee on Commerce, Science and Transportation and the United

States House Committee on Transportation and Infrastructure promote actions

to ensure that Hawaii remains a test site in the Flight 2000 demonstration project.

Urges Hawaii's congressional delegation to assist the Federal Aviation

Administration and the Senate and House committees in their efforts to promote Hawaii as a test site.

(HSCR 1190-98, SSCR 3402)

HCR 155

DEVELOPMENTAL DISABILITY, NEEDS ASSESSMENT OF FAMILIES WHO PROVIDE HOME CARE TO THEIR FAMILY MEMBER WITH. Requests the Department of Health to convene a

task force not later than August 1, 1998, to conduct an assessment of the

needs of individuals with developmental disabilities and their families, regarding the supports and services they need in order to support them to continue to live in the community.

Resolves that the task force develop a plan to address the needs identified by the assessment.

Further resolves that the task force consist of but not be limited to individuals with developmental disabilities, their families, one member of

the House of Representatives who shall be appointed by the Speaker of the

House, one member of the Senate who shall be appointed by the President of

the Senate, representatives from the State Planning Council on Developmental

Disabilities, the University affiliated program, the Protection and Advocacy

Agency of Hawaii, and the private sector.

Further resolves that the assessment include but not be limited to:

- (1) The number of individuals with developmental disabilities living at home with their families;
- (2) The geographical location of individuals with developmental disabilities and their families;

- (3) The types of services and supports currently received by individuals with developmental disabilities;
- (4) The type of services and supports needed by individuals with developmental disabilities to continue to live in the community either independently or with their families;
- (5) The number of individuals with developmental disabilities currently receiving some type of services and supports;
- (6) The number of individuals with developmental disabilities on the wait list for services and supports; and
- (7) The age of family members who are providing supports.

Further resolves that the Department in conjunction with the task force develop a plan to address those needs identified through the assessment process and report its findings and recommendations to the Legislature no less than twenty days prior to the convening of the Regular Session of 1999.

(HSCR 1092-98, 1413-98, SSCR 3408, 3483)

HCR 156, SD1

HAWAIIANS, DEMOGRAPHIC DATA ON. Requests the Legislative Reference Bureau

to identify, compile, evaluate, and summarize available demographic data on Native Hawaiians including but not limited to total population, residence both within Hawaii and elsewhere, and distribution by age, gender, blood quantum, education, and income.

Further requests the Bureau to examine the Department of Business, Economic Development, and Tourism's annual State of Hawaii Data Book, the Department of Health's annual Health Surveillance Program Report; the Office of Hawaiian Affair's biennial Native Hawaiian Data Book and its 1986 Population Survey/Needs Assessment; the federal government's decennial national census and supplements, the Department of Hawaiian Home Lands's 1995 Beneficiary Needs Study, and other literature on the topic.

Further requests the Bureau to survey how established Hawaiian agencies such as the Department of Hawaiian Home Lands, Office of Hawaiian Affairs, Alu Like, and others acquire demographic data.

Further requests all relevant federal, state, and private entities to

cooperate fully with the Bureau in good faith toward achieving the goals of this Concurrent Resolution.

Resolves that if entities representing Hawaiian interests claim that they cannot release data to the Bureau, the Bureau is requested to evaluate these claims and recommend legislative action necessary to removing barriers to the information.

Further requests the Bureau to report its findings and conclusions to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(HSCR 1095-98, 1380-98, SSCR 3438)

HCR 162, HD1, SD1

WAIKIKI YACHT CLUB'S ALOHA RACING CHALLENGE TO THE ROYAL NEW ZEALAND YACHT SQUADRON FOR AMERICA'S CUP XXX, SUPPORT OF. Resolves that the Department of

Business, Economic Development, and Tourism support the efforts of the Aloha

Racing Foundation, its sponsors, and the Waikiki Yacht Club, in order to ensure success and the appropriate promotion of the activity.

(HSCR 1101-98, SSCR 3413, 3485)

HCR 163, SD1

YOUTH LEADERSHIP DEMONSTRATION PROJECT ON THE ISLAND OF HAWAII, FINANCIAL FLEXIBILITY FOR. Requests the Department of Education to allow students in

the Youth Leadership Demonstration Project on the island of Hawaii the flexibility to utilize general funds in a manner that would generate additional sources of revenue to financially sustain future student programs.

Further requests the Department to allow such flexibility for similar projects with the potential for generating additional sources of revenue to sustain student programs.

(HSCR 1179-98, 1403-98, SSCR 3430, 3484)

HCR 177, HD1, SD1

Resources to adopt the Auditor's recommendations as contained in the report

entitled Audit of the Management of Mauna Kea and the Mauna Kea Science

Reserve, Report No. 98-6.

Resolves that in formulating and implementing a new master plan for the Mauna Kea Science Reserve, the University of Hawaii utilize, to the extent feasible, the Mauna Kea Science Reserve Master Plan established in 1983.

Further resolves that the University and the Department submit a report of actions taken to implement the recommendations outlined in the Auditor's report to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(HSCR 1168-98, 1404-98, SSCR 3439)

HCR 197, HD1, SD1

TEACHER SHORTAGE AND TEACHER TRAINING NEEDS, ADDRESSING THE PROBLEMS OF.
Requests the University of Hawaii College of Education, with assistance from

the Department of Education, to provide a detailed plan of action outlining

the steps that the University is taking and will take to address the teacher shortage and training needs of the Department, as well as the retention of new teachers, including how the faculty workload is shifting toward areas of need identified by the Department.

Further requests the Board of Education and the Department to adopt the action plan.

Resolves that teacher training is of such importance to the State that the University continue to focus on this critical function, considering the shifting of resources to the College providing tuition waivers to students there.

Further requests the University to submit a set of findings and recommendations for an implementation plan to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(HSCR 1135-98, SSCR 3448, 3486)

HCR 202, SD1

DIVERSIFIED AGRICULTURE, LAND TENURE AND FINANCING FOR. Requests the Chairperson of the Board of Agriculture to convene a series of meetings with

agricultural producers, landowners, financial institutions, and legislators
----to:

- (1) Assess and develop recommendations regarding land tenure and flexible agricultural financing to assist diversified agriculture development; and
- (2) Review and recommend statutory or administrative rule changes regarding existing State and agricultural loan and lease programs to provide further assistance in these areas.

Further requests all state agencies, major landowners, and financial

institutions to cooperatively assist in the effort to promote the development of diversified agriculture in the State.

Further requests the Chairperson to report to the Legislature twenty days prior to the convening of the Regular Session of 1999 on the progress of the matters requested in this Concurrent Resolution.

(HSCR 1394-98, SSCR 3421, 3505)

HCR 212, SD1

EDUCATION, PARTNERSHIP WITH THE PRIVATE SECTOR IN. Encourages the Department of Education, the University of Hawaii, and the private sector to

develop partnerships, in which corporations provide educational infrastructure that facilitates the training of a qualified workforce to support their operations, resulting in long-term employment for graduates, to provide additional support for education through curriculum development and related training opportunities.

Resolves that the Superintendent of Education and the President of the

University of Hawaii submit reports to the Legislature no later than twenty

days prior to the convening of the Regular Sessions of 1999 and 2000 on efforts to incorporate these public-private partnerships into Hawaii's educational structure.

(HSCR 1191-98, SSCR 3449, 3487)

HCR 213, HD1, SD1

SHERATON MAKAHA INN, CONVERTING TO AN EDUCATIONAL, TRAINING, CONFERENCE, AND

OUTREACH FACILITY. Requests the University of Hawaii, in conjunction with

the Leeward District of the Department of Education and the Department of

Business, Economic Development, and Tourism, to study the feasibility of

converting the former Sheraton Makaha Inn to an educational training, conference, and outreach facility.

Resolves that the study be done with existing resources and funds.

Further requests the President of the University of Hawaii to submit to the

Legislature a report of its findings and recommendations no later than twenty days prior to the convening of the Regular Session of 1999.

(HSCR 1083-98, 1441-98, SSCR 3425, 3488)

HCR 223, HD1, SD1

MENTAL HEALTH AND SUBSTANCE ABUSE, MANDATORY HEALTH INSURANCE COVERAGE FOR. Requests the Auditor to submit a report to the Legislature in accordance

with section 23-51 and 23-52, Hawaii Revised Statutes, no later than twenty days prior to the convening of the Regular Session of 1999.

Resolves that the Auditor, prior to complying with this Concurrent Resolution, clarify insufficient detail which may prohibit an accurate assessment of social and financial impacts of proposed mandated insurance coverage for mental health and substance abuse.

Further resolves that data collection and analysis include, but not be limited to the Hawaii Medical Service Association and the Kaiser Permanente Medical Care Program.

Further resolves that insurers separate data according to mental health and

substance abuse utilization, and according to treatment utilization by adults, adolescents, and children.

Further resolves that data submitted include an analysis of those who have exhausted their mental health or substance abuse treatment benefits, including their two episodes per lifetime treatment limit for substance abuse.

Further resolves that the Auditor consult with the Department of Health, the Insurance Commissioner, and with all interested parties, to include the Board of Medical Examiners, the Board of Psychology, and representatives of insurance carriers, nonprofit mutual benefit associations, health maintenance organizations, public and private providers, consumers, employers and labor organizations, and State agencies which implement policies under chapter 431M, Hawaii Revised Statutes.

(HSCR 1075-98, 1156-98, 1382-98, SSCR 3417, 3489)

HCR 225, HD1, SD1

RESIDENTIAL CARE, STUDY ON. Requests the Joint Legislative Committee on

Long-Term Care to conduct a study to assess the extensiveness of the

fragmentation of residential care facilities problem relative to the variety of small facilities, their respective regulations or lack thereof, the departmental authorization issues, financing, training, monitoring

requirements, and their consequences.

Resolves that the committee create a subcommittee to study long-term care residential facilities.

Further requests the Legislative Reference Bureau to provide research information to the Committee and to assist in drafting the final report.

Further resolves that in conducting this study, the subcommittee confer with the Healthcare Association of Hawaii, American Association of Retired Persons, Department of Human Services, Department of Health, Home Care Association of Hawaii, Hawaii Long-Term Care Association, State Planning Council on Developmental Disabilities, Hawaii Nurses Association, United Home Care Providers of Hawaii, and Executive Office on Aging.

Further resolves that this study should propose a plan to the 1999 Legislature regarding optional strategies for organizing the various forms of residential care providers and the Committee's recommendations for regulatory, funding, training, monitoring, case management, and respite care changes to address Hawaii's need for a more rational, efficient, and quality driven system in preparation for managed long-term care.

Further resolves that the findings and recommendations be reported to the Legislature twenty days prior to the convening of the Regular Session of 1999.

(HSCR 1112-98, 1420-98, SSCR 3445, 3506)

HCR 226, HD1, SD1

RIZAL, DR. JOSE, STATUE OF. Requests the Department of Land and Natural

Resources and the City and County of Honolulu Department of Parks and

Recreation to assist the Philippine Centennial Celebration Coordinating

Committee/Hawaii with selecting an appropriate site for the bronze statue of Dr. Jose Rizal.

(HSCR 1196-98, SSCR 3392, 3490)

HCR 242, HD1

AGRICULTURAL PRODUCTS, PROMOTION OF HAWAII-GROWN AND HAWAII-PROCESSED.

Requests the Governor, the Department of Agriculture, the Department of

Business, Economic Development, and Tourism, and the Hawaii Farm Bureau

Federation to develop a comprehensive program to have the people of Hawaii

participate in the revitalization of our agriculture industry by making a special effort to consume locally-grown or processed foods on designated days.

Further requests the Departments, the University of Hawaii College of

Tropical Agriculture and Human Resources, the Hawaii Farm Bureau Federation

and other organizations deemed necessary to form a task force to develop a

plan to finance and implement the program.

Further requests the Department of Agriculture to report the status of this

project and its impact on the economy to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(HSCR 1444-98, SSCR 3423, 3492)

HCR 244, HD1

HEPATITIS C INCIDENCE AND PREVALENCE, STUDIES OF. See SCR 207, SD1.

(HSCR 1115-98, 1414-98, SSCR 3409, 3493)

HR 16, HD1

ORGAN DONATION, STUDY OF WAYS TO ENCOURAGE AND FACILITATE. Requests the Legislative Reference Bureau to study ways to encourage and facilitate organ

donation in Hawaii.

Resolves that the study examine at least the statutes and approaches taken by Pennsylvania, Tennessee, Arizona, Illinois, and Kentucky.

Further requests the Bureau to report findings and recommendations, including any necessary proposed legislation, to the Legislature twenty days prior to the convening of the Regular Session of 1999.

(HSCR 816-98, 1062-98)

HR 18

GOVERNMENT PROGRAMS MANDATED BY THE FEDERAL GOVERNMENT, SURVEY OF. Requests the Legislative Reference Bureau to update its survey of government programs

in the State for fiscal year 1998-1999 that are:

- (1) Mandated by the federal government but funded by the State;
- (2) Mandated by the federal government but require State matching funds;
- (3) Funded or partially funded by federal funds but scheduled to have these federal funds reduced or discontinued; or
- (4) No longer mandated, but continues to be supported by state funds.

Further requests the Bureau to submit the survey to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(HSCR 1448-98)

HR 22, HD1

PUBLIC EMPLOYEES HEALTH FUND, STUDY, AUDIT, AND ASSESSMENT OF. Requests the Auditor to conduct an actuarial study of the Public Employees Health Fund to

assess future costs and liabilities of public employer contributions, including unfunded liabilities and the impact of porting to union benefit plans.

Resolves that the Auditor's actuarial study include a comparison of the fifty state employee and retiree health care benefit plans and long-term strategies to finance the retiree health benefit program and control expenditures.

Further requests the Auditor to conduct a programmatic audit of the Public Employees Health Fund operations.

Further requests the Legislative Reference Bureau to report on the status of

the employer-union trust concept committee's work and assess the policy issues regarding the change in the structure of governance of the Public Employees Health Fund to an employer-union trust concept.

Further requests the Bureau to assist the Auditor in drafting any proposed legislation that the Auditor may recommend as a result of its studies.

Further requests the Administrator and the Board of Trustees of the Public

Employees Health Fund, the Director of Finance, and the employer-union trust

concept committee to cooperate to the fullest extent with and provide all

requested data in a timely fashion to the Auditor and to the Bureau in the conduct of the Auditor's and the Bureau's respective studies.

Further requests the Auditor to report findings and recommendations of its actuarial study and programmatic audit, including any necessary proposed legislation to the Legislature twenty days prior to the convening of the Regular Session of 1999.

Further requests the Bureau to report its findings and recommendations, including any necessary proposed legislation to the Legislature twenty days prior to the convening of the Regular Session of 1999.

(HSCR 1038-98, 1449-98)

HR 26

EDUTOURISM, DEVELOPMENT OF A MARKETING PROGRAM FOR. Requests the Department of Business, Economic Development, and Tourism, in consultation with the

University of Hawaii and representatives of Hawaii's educational institutions and visitor industry, to develop a marketing program for edutourism.

Further requests the Department to submit an initial marketing plan to the Legislature twenty days prior to the convening of the Regular Session of 1999.

(HSCR 1032-98, 1450-98)

HR 30, HD1

FORENSIC PSYCHIATRIC PATIENTS, DISPENSATION OF. Requests the Department of Health and the Department of Public Safety to prepare a report detailing the extent of forensic psychiatric patients.

Resolves that the report recommend a plan for:

- (1) Preventive services; and
- (2) The dispensation of forensic psychiatric patients.

Further resolves that the plan include a clear statement as to which

Department is to provide:

- (1) A physical site for forensic psychiatric patients; and
- (2) Administration for the program.

Further requests the Departments to submit their report to the Legislature no later than twenty days prior to the convening of the Regular Session of 1999.

(HSCR 1063-98)

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NATIONAL QUARTERBACK AWARDS DINNER IN HAWAII, HOSTING OF. See SR 23, SD1.

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